

JOURNAL
OF THE
SENATE
OF
ALABAMA

REGULAR SESSION 1957

HELD IN THE CITY OF MONTGOMERY
COMMENCING TUESDAY, MAY 7, 1957



Vol. II

WITH INDEX PREPARED BY THE
SECRETARY OF THE SENATE

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State of Alabama

JOURNAL

OF THE

SENATE

OF THE

STATE OF ALABAMA

REGULAR SESSION 1957

TWENTY-EIGHTH LEGISLATIVE DAY

TUESDAY, AUGUST 13, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick, presiding.

PRAYER

The Session was opened with prayer by the Reverend J. Frank Hixon, Superintendent, City Missions, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Calvin	Givhan	Metcalfe	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	—34

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 234. To fix the compensation of Circuit Solicitors payable from the State Treasury.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 249. To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

OAKLEY MELTON, JR.,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Joint Resolutions and Senate Bills with the original Senate Joint Resolutions and Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. J. R. 73. Memorializing Congress to enact pending legislation repealing "wartime" excise tax levied on transportation.

Also:

S. J. R. 75. Suggesting to all mediums of advertising that they screen advertisements dealing with alcoholic beverages and thereby voluntarily assist in promoting temperance in Alabama.

Also:

S. 300. To amend Section 2 of the Act approved June 23, 1949, which created and established the Board of Revenue in and for Colbert County (Act No. 131, H. 333, 1949 Acts 157).

Also:

S. 303. To provide the sum of \$50,000 in addition to all other sums heretofore provided, for the payment of awards by the Board of Adjustment made during the fiscal year ending September 30, 1957.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The speaker of the House having signed the following House Bills, and House Joint Resolution, your signature thereto is requested.

H. 128. Relating to Mobile County: To amend further Sections 1 and 3 of an Act approved June 28, 1940 (Act No. 594, H. 1044, Local Acts of Alabama, 1939, p. 355), entitled "An Act to place the Sheriff of Mobile County, Alabama, on a salary basis, and to provide the salary to be paid to such officer; to provide the date on which said officer shall be placed on a salary basis; to provide for the manner of payment of said salary of such officer out of the County Treasury of Mobile County, Alabama; to provide deputies, clerks, guards, and other assistants for such officer and to provide the salaries and manner of payment of such salaries for such deputies, clerks, guards and other assistants; to provide for payment into the Treasury of Mobile County, Alabama, of all fees, fines and forfeitures

collected by said officer; and to provide for the necessary equipment and supplies for said officer," to provide for the compensation of the chief deputy sheriff; to provide for the appointment and compensation of an assistant chief deputy sheriff and a chief clerk in the office of the sheriff; and to provide for the official bond of the chief deputy sheriff, assistant chief deputy sheriff, and the chief clerk.

Also:

H. 234. To fix the compensation of Circuit Solicitors payable from the State Treasury.

Also:

H. 249. To fix the compensation of the deputies and other assistants to the sheriff of Walker County; and to repeal conflicting laws.

Also:

H. J. R. 85. Relative to naming House Bill 164.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolution; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 730. Relating to municipalities having a population of not less than 3,250 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

Also:

H. 743. To fix the fee and allowance of the Sheriff of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving a summons or other mesne process, except subpoenas for witnesses; repealing conflicting laws:

Also:

H. 127. To amend Section 1 of an act approved August 3, 1955, entitled "An Act To provide further for the compensation of the circuit solicitor in circuits composed of one county and having not less than four nor more than nine circuit judges," (Act No. 210, H. 699, Acts of 1955, Vol. I, p. 515).

Also:

H. 683. Relating to the Thirty-first Judicial Circuit; providing for separation of the jury in the circuit courts of the counties composing such circuit (Colbert and Franklin) by consent.

Also:

H. 823. To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory.

Also:

H. 824. To amend further Act No. 415, H. 665, approved September 24, 1919, entitled "An Act To establish a County Court for Morgan County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the Circuit Court of Morgan County to the Morgan County Court."

Also:

H. 832. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twenty-four thousand nor more than twenty-five thousand five hundred, according to the last or any subsequent federal decennial census.

Also:

H. 843. To regulate further the compensation of the Superintendent of Education of Chilton County.

Also:

H. 844. To alter, re-arrange and extend the boundaries of the City of Clanton.

Also:

H. 855. To provide for and fix the sum of \$1,000 per year as an allowance for expenses for the president of the commission of any city having a population of 300,000 inhabitants or more according to the last or any subsequent federal census for which he shall not be required to file an accounting.

Also:

H. 856. To alter and extend the boundaries of the City of Birmingham.

Also:

H. 867. To provide that any monies heretofore or hereafter collected or on hand for the maintenance of the Law Library of the Circuit Court of any county in Alabama having a population of not less than 94,000 people and not more than 135,000 people, according to the last or any subsequent Federal decennial census shall be expended for the employment of, and salary for, a person or persons to act as librarian, for law books and furniture and equipment, and for other necessary maintenance of the Law Library of such Courts and for no other purpose.

Also:

H. 872. Relating to Butler County: authorizing and directing the court of county commissioners, board of revenue, or like governing body of Butler County to provide for reimbursing the County Solicitor of Butler County, the expenses incurred by him in maintaining his office, and in the performance of his duties.

Also:

H. 873. Relating to Butler County; authorizing and directing the court of County commissioners, board of revenue, or like governing body of said county to provide for reimbursing the Judge of the Inferior Court of Butler County the expenses incurred by him in maintaining his office and in the performance of his duties.

Also:

H. 874. To amend Sections 1, 4, and 9 of the act approved May 23, 1951, which created and established in Butler County a court known as "The Inferior Court of Butler County, Alabama" (Act No. 27, H. 213, Acts of 1951, Vol. I, p. 235).

Also:

H. 253. To provide for development by the State of Alabama, through the Alabama State Docks Department, of docks and facilities of every kind along navigable waterways of the State in aid of commerce and use of such waterways; to implement, when ratified, the provisions of a Constitutional Amendment submitted by the Legislature of Alabama authorizing the State to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State and authorizing the State to engage in such works at a cost of not exceeding \$3,000,000 and to incur indebtedness not exceeding in aggregate \$3,000,000 of principal indebtedness and authorizing the pledge of the faith and credit of the State to the payment of such indebtedness; to authorize the State to engage in such works of internal improvement; to designate the Alabama State Docks Department as the agency of the State to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of the Alabama State Docks Department in connection therewith and the authority of the Director of State Docks with regard thereto; to provide that the provisions of this Act shall be supplemental of and in addition to the provisions of any other laws relating to the Alabama State Docks Department; to authorize the State to become indebted to the extent of not exceeding \$3,000,000 of principal indebtedness to carry out the provisions of this Act; to provide for the issuance of direct general obligation bonds of the State for the repayment of such indebtedness and interest thereon; to prescribe in general the terms of such bonds and the method and manner of issuance thereof; to exempt the same and the interest thereon from taxation; to provide for the payment of any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide the use of funds obtained pursuant to the provisions of this Act; to provide for the acquisition and use of property under the terms of this Act and for exercise of the power of eminent domain with regard thereto; and to prescribe the powers, duties and responsibilities, in carrying out the purposes of this Act, of the Governor, the Alabama State Docks Department and the Director of State Docks and other officers of the State with regard to such development and use, the financing of such developments and use, the incurring of indebtedness by the State for such purpose and the method of repayment thereof, and the pledge of the general faith and credit of the State with regard thereto; to authorize the Alabama State Docks Department

to fix reasonable rates of charges for services for use of facilities established pursuant to this Act and to provide an effective date of this Act.

Also:

H. 876. To amend Act No. 455 of the General Acts of Alabama of 1949, Page 659 which provides that in all counties in this State having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census, for an action of ejectment to recover possession of real property sold under an agreement of sale whereby title to said real property is retained until full payment of the purchase price is made when default has been made in the payments provided for by such agreement of sale and to provide for the redemption of such property, by adding to said Act Section 14 which provides that said Act shall not apply to real estate on which buildings and improvements are not located on the date of said agreement, and Section 15 which provides that any such agreements of sale covering such unimproved real property may be cancelled and annulled when the purchaser has defaulted in the payments due by such agreement for a period of ninety (90) days by written notice to the purchaser either served on him personally or by registered mail of such default and cancellation.

Also:

H. 877. To amend Section 1 and Section 7, of an act approved August 17, 1953, (Act No. 343, H. 662, Acts of 1953, Volume I, Page 404), entitled "An Act to provide for the establishment and administration of a supplementary retirement fund for deputy sheriffs, wardens, assistant wardens, transfer agents, prison clerks, or identification clerks employed by the sheriff in counties having a population of 400,000 or more according to the last or any future federal census and for the payment of benefits to the deputy sheriffs, wardens, assistant wardens, transfer agents, prison clerks, or identification clerks, of the sheriff's office in such counties; to provide for the apportionment of pistol permit fees issued by the sheriff."

Also:

H. 883. To amend further Section 5 of Act No. 198, H. 526, approved July 16, 1953 (Acts of Alabama 1953, Vol. I, p. 263), entitled "An Act Creating the office of County Engineer for Marion County, Alabama; prescribing his qualifications, term of office, and salary; repealing conflicting law."

Also:

H. 791. To authorize and require the governing body of Limestone County to place certain plaques or markers on the Vaughan-Easter Ferry Bridge, which is located within that county.

Also:

H. 745. To apply to all counties having a population in excess of 500,000 inhabitants, according to the last or any subsequent federal decennial census; providing for the licensing of persons engaged in the business of cleaning septic tanks; imposing license and permit fees; providing for enforcement of the Act and prescribing penalties.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had

been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Kirkham:

H. J. R. 86. WHEREAS the death of the mother-in-law of our colleague, Representative Cephus Holliman of Marengo County, is deeply mourned, and

WHEREAS Representative Holliman's mother-in-law, Mrs. C. C. Boyd of Livingston, Alabama, funeral is being held on this date, and

WHEREAS the members of this Legislature wish to extend their sincere sympathy to Representative Holliman and the members of his family, now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

1. That Mrs. C. C. Boyd's death is deeply mourned and we hereby extend our deep sympathy to all the members of her family.

2. Be it further resolved that the Clerk of the House of Representatives is hereby directed to send a copy of this Resolution to Representative and Mrs. Cephus Holliman.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Eddins, the Rules were suspended and the resolution, H. J. R. 86, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 70. Relative to a revision and codification of the insurance laws of Alabama.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Grisham:

S. 492. To amend Section 568 of Title 51, Code of Alabama (1940); providing for the privilege license payable by peddlers and itinerant vendors.

Committee on Finance and Taxation.

By Mr. Allen:

S. 493. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CULLMAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created a Cullman County Hospital Administration Board, to operate and supervise the hospital owned jointly by the County of Cullman, Alabama and the City of Cullman, Alabama, said board to be composed of five members, but all members shall be qualified electors of Cullman County and shall serve such terms, until their successors are appointed and qualified, or otherwise.

Section 2. The said hospital board is hereby authorized and empowered to equip, maintain, supervise, and operate the hospital owned jointly by the County of Cullman, 60%, and the City of Cullman, 40%; said hospital to be maintained for the receipt of the sick, wounded, and infirm, and of people in need of hospital treatment, and to make such rules and regulations as are necessary for the operation of said hospital; however no person shall be denied hospital care, if a citizen of Cullman County, regardless of their ability to pay. No person shall be denied emergency treatment.

Section 3. Said Cullman Hospital shall be operated mainly as a charitable institution, inasfar and in relation to gain or profit, but may admit patients who are able to pay, and fix and collect a reasonable charge therefor. The said Cullman Hospital shall and must operate efficiently, but must reduce daily rates charged the general public, if the net earnings exceed \$2,500.00 per month, in any three months of any calendar year. The net earnings must be based on actual operating

costs, without regard to depreciation, as the term is used in general business operations. No reserves, or funds of any kind may be set up and accumulated, to exceed \$2,500.00 per month.

Section 4. That indigent patients needing hospitalization shall be admitted to said hospital only upon the certificate issued by the county governing body of Cullman County, or the city governing body of the City of Cullman, with the further provisions that such fees as may be fixed by the hospital board for indigent patients shall be paid by the governing body of the City of Cullman, or County of Cullman, as such certificate may be issued by either of the above governing bodies, and the said city or county shall be required to pay hospital fees for such patients as may be the obligation of either the city or county, but either governing body shall not be required to pay said obligations, unless they have issued certificate authorizing such expenditure.

Section 5. That said hospital board shall employ a suitable person to serve as hospital superintendent, who may be removed or discharged by the board with or without cause; that the said superintendent shall keep or cause to be kept, a record of all transactions of said hospital, that he shall maintain an office in said hospital and shall perform such duties as are required by the said hospital board, and shall have such authority as may be delegated to him by the said hospital board; that said superintendent shall be paid such salary as the hospital board shall fix and shall be required to post such bond as may be required by the hospital board; that said superintendent shall have general authority over the operation of the hospital referred to in this Act, with the authority to employ all persons needed in the conduct of said hospital and fix their compensation; that he shall make all purchases of supplies of whatever kind of which may be needed in the conduct of the hospital and to make payment therefor; he shall make such rules and regulations respecting the duties of employees as may be necessary; he shall act as treasurer of the hospital and shall properly account for all funds received and expended and shall make a proper record of all bills paid and incurred, and shall see that such bills are properly audited before payment. The records and accounts of said hospital shall be audited yearly, by a certified public accountant, licensed to conduct auditing work in the said State of Alabama.

Section 6. Neither the Hospital Administration Board, the superintendent, nor any subordinate employee of said hospital shall have the authority, to make any expenditure whatsoever, for permanent improvement, or for any purpose whatsoever, other than normal, daily operating expenses, without the written authorization and approval of the governing bodies, of both the City of Cullman, and the County of Cullman.

Section 7. By the tenth (10th) day of each month, the hospital superintendent shall make a report, showing all expenditures made by him during the preceding month, and a list of all accounts payable, or claims, which have been filed and approved by him for payment, which were incurred during the said calendar month in question; the said superintendent shall likewise make a report showing all receipts for the preceding month, for hospital services rendered, whether paid by the month end in question. The above financial statement shall reflect the true condition of the Cullman Hospital, and shall be rendered in accordance with good accounting practices, governing such institutions. One copy of said financial statement shall be filed with the Cullman County governing body, one copy shall be filed with the City of Cullman, and one copy each shall be given or filed with the hospital board, and a copy going to each member of said hospital board. Upon receipt of copies of financial statement by the Cullman County governing body, and the City of Cullman governing body, if any deficiency was incurred

in the operations of the said Cullman Hospital, for the calendar month in question, such deficiency shall be paid into the Cullman Hospital treasury, on a 60/40% basis, the Cullman County governing body paying 60% and the City of Cullman paying 40% of such deficiency; however in any one given calendar month, the County of Cullman shall not be liable, and it shall be unlawful for said county governing body, to contribute more than \$600.00 (Six Hundred Dollars) and it shall be unlawful for the City of Cullman to contribute more than \$400.00 (Four Hundred Dollars) in any one calendar month.

Section 8. The Cullman Hospital Board shall consist of five members. One member shall be at all times, a registered nurse.

Section 9. A chairman and four members shall be appointed by the members of the Legislature from Cullman County to serve on the Cullman County Hospital Administration Board, upon this Act becoming law. The chairman of the hospital board shall be appointed for a term of six years. Two associate members of the board shall be appointed for terms of four years each, and two associate members shall be appointed for a term of two years each. The registered nurse who is required to serve on the above named board, as specified in Section 8, shall be named by the Cullman County registered nurses, who shall meet upon expiration of term of said nurse, and appoint by election of that body, a nurse to fill said board position.

At the expiration of the board members term who are named to the above mentioned four year term, the county governing body shall appoint one member to this place, and the City of Cullman governing body shall appoint one member to the expired four year term.

Upon the expiration of the terms running two years from the effective date of this Act, the City of Hanceville governing body shall appoint one member to fill the then existing vacancy; and the governing body of the City of Holly Pond shall appoint one member to fill the other then existing vacancy. Thereafter, all vacancies shall be filled according to the aforesaid schedule of appointments, and in the event that any municipality named above fails to appoint within 30 days, the member they are entitled to appoint, then it shall become the duty of the Cullman County governing body, jointly with the City of Cullman governing body, to assemble together, and fill any vacancy which should exist due to non-appointment of a board member, by either the City of Hanceville or the City of Holly Pond.

Board members shall receive as compensation, for attending meetings the sum of \$10.00 per meeting. No member shall be entitled to receive compensation, unless he or she actually attends regular or special board meetings, and said meetings shall be monthly, between the 1st and 10th day of each month, and no special meetings shall be called unless an emergency exists, or on call of the chairman of the county governing body and the president of the city council, jointly calling said special meeting.

Section 10. Once each year, within 60 days after closing of the said Cullman Hospital Board's fiscal year, a full and complete accounting shall be rendered by a certified public accountant, copies being transmitted by said certified public accountant, to all members of the Cullman Hospital Board, and copies to all members of the City of Cullman governing body, including the mayor thereof, and to all members of the county governing body. This above mentioned accounting, shall be full and complete, and shall cover the previous year's operations in detail, according to standard accounting procedures.

Section 11. Any member of said hospital board may be removed from office for cause, and by the same procedure as provided by law for

the removal or impeachment of members of the county governing body, or the City of Cullman governing body.

Section 12. Any part or section of this Act which is severable, and which might be determined to be unconstitutional, shall in no way affect the remainder of said Act.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Times, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 17, July 24, July 31, and August 7, all in the year 1957.

ROBERT BRYAN,

Sworn to and subscribed before me August 8, 1957.

MARIE W. BERGIN,
Notary Public.

My Commission Expires 3/29/61.

By Mr. Leonard:

S. 494. To repeal an act approved August 30, 1955, entitled "An Act Relating to counties having a population of not less than 56,500 nor more than 72,500: Providing for the reidentification of all registered voters; directing the board of registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification" (Act No. 313, S. 315, 1955 Acts 711).

Committee on Local Legislation.

By Mr. Leonard:

S. 495. To extend, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE NOTICE

Notice is hereby given, in accordance with Section 106 of the Constitution of Alabama, that the following Act will be introduced in the 1957 Session of the Legislature of Alabama:

AN ACT

To extend, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama, be and the same are hereby extended, altered and rearranged so as to include within the corporate limits of said City all of the following described territory:

Beginning at the SE corner of Section 36, Tp. 18—S, R—5-E, and run westerly along the south boundary line of Section 36 a distance of one mile to the SE corner of Section 35; thence southerly along the east boundary line of Section 2, Tp. 19—S. R.—5-E, a distance of one half mile to the SE corner of the NE $\frac{1}{2}$ of Section 2; thence westerly along the south boundary line of the NE $\frac{1}{4}$ of Section 2 a distance of one half mile to the SE corner of the NW $\frac{1}{4}$ of Section 2; thence southerly along the east boundary line of the SW $\frac{1}{4}$ of Section 2 a distance of one half mile to the SE corner of the SW $\frac{1}{4}$ of Section 2; thence westerly along the south boundary line of Sections 2 and 3 a distance of one mile to the SW corner of the SE $\frac{1}{4}$ of Section 3; thence northerly along the west boundary line of the SE $\frac{1}{4}$ of Section 3 a distance of $\frac{1}{4}$ miles to the SE corner of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 3; thence westerly along the S boundary line of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 3 and the S boundary line of the north $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 4, and the S boundary line of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 4 to point where said S boundary line intersects the center line of Talladega Creek in the SW $\frac{1}{4}$ of Section 4; thence Northwesterly along the center line of said Talladega Creek as it meanders through sections 4 and 5 to a point where the center line of said Talladega Creek intersects the West boundary line of the E $\frac{1}{2}$ of section 5; thence northerly along the west boundary line of the E $\frac{1}{2}$ of section 5, Tp. 19—S. R—5—E, and along the west boundary line of the E $\frac{1}{2}$ of sections 32, 29, and 20, Tp. 18—S, R—5—E to the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence easterly along the north boundary line of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 20 a distance of one quarter of a mile to the SW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence northerly along the west boundary line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20 a distance of one quarter of a mile to the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence westerly along the north boundary line of Section 20 a distance of one quarter of a mile to the SW corner of the SE $\frac{1}{4}$ of Section 17; thence northerly along the west boundary line of the SE $\frac{1}{4}$ of Section 17 a distance of one quarter of a mile to the NW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 17; thence easterly along the north boundary line of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17 and of the S $\frac{1}{2}$ of S $\frac{1}{2}$ of Sections 16 and 15 a distance of approximately two and one tenth (2.1) miles to a point on the west boundary line of present City limits, said point being on the east side of Jackson Trace Road; thence northerly along the west boundary line of the present City limits a distance of approximately one quarter of a mile to the NW corner of present City limits, located on the north boundary line of the SE $\frac{1}{4}$ of Section 15; thence S—87 degrees 27' 30"—E along the north boundary line of the SE $\frac{1}{4}$ of Section 15 to a point that is 975.0 feet westerly from the east boundary line of Section 15, thence N.—2 degrees 32' 30"—E a distance of 348.59 feet; thence S—87 degrees 27' 30"—E a distance of 525.0 feet; thence S—2 degrees 32' 30"—W a distance of 348.59 feet; thence S—87 degrees 27' 30"—E a distance of 450.0 feet to the SE corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15; thence southerly along the east boundary line of Section 15 a distance of 1541.6 feet, more or less, to the southern most point of the U. S. Government Reservation for Coosa River Ordnance plant; thence N—64 degrees 03' 30"—E along the southeastern boundary line of said U. S. Government Reservation a distance of 1419.93 feet to a point; thence N—25 degrees 48' 30"—W a distance of 535.98 feet to a point; thence N—64 degrees 11' 30"—E a distance of 950.0 feet to a point; thence S—25 degrees 48' 30"—E a distance 318.0 feet to a point; thence N—64 degrees 11' 30"—E a distance of 684.0 feet, more or less, to a point on

the N—S half section line of Section 14; thence northerly along said N—S half section line a distance of approximately one half mile to the NW corner of the NE $\frac{1}{4}$ of Section 14; thence easterly along the north boundary line of Sections 14 and 13 a distance of one and one half miles to the NE corner of Section 13; thence southerly along the east boundary line of Section 13 a distance of three quarters mile to the NW corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18, Tp. 18—S, R—6—E; thence Easterly along the North boundary line S $\frac{1}{2}$ of S $\frac{1}{2}$ of Section 18, a distance of one half mile to NE corner of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18; thence southerly along the east boundary line of SW $\frac{1}{4}$ of Section 18, and the east boundary line of W $\frac{1}{2}$ of Sections 19, 30 and 31, Tp. 18—S, R—6—E, and the east boundary line of the W $\frac{1}{2}$ of Section 6, Tp. 19—S, R—6—E, a distance of three and three quarters miles to the SE corner of the NW $\frac{1}{4}$ of Section 6; thence westerly along the south boundary line of the NW $\frac{1}{4}$ of Section 6 a distance of one half mile to the SW corner of the NW $\frac{1}{4}$ of Section 6; thence northerly along the west boundary line of Section 6 a distance of one half mile to the point of beginning.

The above described boundary line being the corporate limits of the City of Talladega, Alabama, and including all lands lying within the above described boundary line.

“Section 2. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.”

“Section 3. This Act shall be effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.”

STATE OF ALABAMA TALLADEGA COUNTY

Personally appeared before me, a Notary Public in and for said County, Cecil Hornady, who being duly sworn according to law, deposes and says that he is the Editor and Publisher of the Talladega Daily Home, a newspaper published in said County, and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit, in the issues hereof dated as follows: July 25, 1957, August 1, 1957, August 5, 1957, August 13, 1957.

CECIL HORNADY,
Editor and Publisher.

Subscribed and sworn to before me this 13th day of August, 1957.

ZELL SEXTON,
Notary Public.

By Mr. Flowers:

S. 496. Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The official Court Reporter of the Twentieth Judicial Circuit of Alabama shall receive a salary of fifty-eight hundred dollars per annum; thirty-two hundred dollars of which shall be payable in monthly installments by the counties composing the circuit, each county to pay its pro rata of such salary based upon the assessed value of all taxable property of such county for the preceding year on certificate issued by the Judge of the court in favor of such reporter for the amount due by the County each month and the remaining twenty-six hundred dollars shall be paid in equal monthly installments on the warrant of the state comptroller from the general fund in the state treasury.

Section 2. All laws or parts of laws, general, special, or local, which conflict with this Act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
HOUSTON COUNTY

Before me, the undersigned authority in and for said County, in said State, this day personally appeared J. T. Lane, Jr., who is known to me and who, being by me first duly sworn, deposes and says: That he is General Manager of The Dothan Eagle, a newspaper published at Dothan, in Houston County, Alabama, and that a copy of the attached advertisement appeared once a week for 4 successive weeks, on the following dates: June 25, July 2, 9, 16, 1957 in the Dothan Eagle, which said Dothan Eagle has a general circulation in the County in which it is published, and has been mailed under the second class mailing privileges of the United States Post Office Department from the post office where it is published for more than fifty-two (52) consecutive weeks prior to this publication.

J. T. LANE, JR.

Sworn to and subscribed before me on this 29th day of July, 1957.

B. WALLACE MILLER,
Notary Public.

By Mr. Flowers:

S. 497. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commis-

sioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that there will be introduced for passage during the regular session of the Legislature, which convened May 7, 1957 and is now in session, a local bill providing in substance as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to Houston County: To amend Section 6 of Act No. 9. S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners; prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and

especially repealing certain acts designated.", by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a board of revenue and control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners; prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointment to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power, and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated.", be and the same is hereby amended so as to read as follows:

"Section 6. That the Board of Revenue and Control shall appoint a County Engineer who shall be qualified to practice engineering and land surveying in the State of Alabama, and whose salary shall be fixed by the Board at an amount not to exceed \$10,000 per annum, payable in equal monthly installments, and who shall also be allowed an amount not to exceed \$1,500.00 per annum for expenses incurred in connection with his official duties as County Engineer, and such County Engineer so appointed shall serve at the pleasure of the Board of Revenue and Control; and provided further that the County Engineer, with the approval of the Board of Revenue and Control, shall employ and fix the compensation of attorneys, all agents, assistants, supervisors, clerical workers, overseers, workmen, and laborers required for the construction, maintenance and repair of all buildings, roads and bridges within the County, and shall with the counsel assistance and approval of said Board, purchase all necessary road machinery, material, teams, tools, supplies, and equipment as hereinafter provided in Section 8 used in and about the work on the County buildings, roads and bridges."

Section 2. That all laws, and parts of laws, general, local, or special, in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. That this Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama said notice having appeared in the issues of said paper on June 13, 20, 27, and July 4, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me August 9, 1957.

B. WALLACE MILLER,
Notary Public.

By Mr. Flowers:

S. 498. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalidate because of any irregularity in the procedure for incorporation.

Committee on Municipalities and Municipal Organizations.

RECESS

At 12:53 P. M., on motion of Mr. Smith, the Senate took a recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

TWENTY-EIGHTH LEGISLATIVE DAY

TUESDAY, AUGUST 13, 1957

The Senate reassembled at 2:30 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

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INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Davis (Pickens) and Yarbrough (Randolph):

S. 499. Relating to intoxicating liquors; providing for a referendum

to determine whether the State shall be "wet" or "dry" under the alcoholic beverage control laws contained in Title 29, Code of Alabama (1940), and amendments thereto.

Committee on Temperance.

By Mr. Robison:

S. 500. For the relief of George Dean and Mrs. Ed Pettus, doing business as Pettus Bonding Co., of Montgomery, Alabama.

Committee on Local Legislation.

By Messrs. Davis (Pickens), Smith, Hall, Roberts, Grisham, Newton, Allen, Metcalf, Lamberth, Skidmore, Robison, Calvin, and Jones:

S. 501. Relating to civil remedies and procedure: to authorize the joining of the agent, servant or employee as a defendant with the principal or master in certain civil actions; and to prescribe the time of bringing such actions and to prescribe and regulate the procedure in such actions.

Committee on Judiciary.

By Messrs. Allen, Cantrell and Metcalf:

S. 502. To fix the salary of the State Service Commissioner.

Committee on Finance and Taxation.

By Messrs. Grisham, Van Antwerp, Allen, Dyar, Leonard, Newton, Vann, Cantrell, Tate, Goodwin and James:

S. 503. To make an appropriation for the purpose of aiding agricultural fairs in awarding prizes, premiums and awards for agricultural and industrial displays and exhibits.

Committee on Finance and Taxation.

By Mr. Metcalf:

S. 504. Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF GENEVA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education of Geneva County, Alabama, by the County Board of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties and removal," is further amended to read as follows:

"Section 1. The County Board of Education of Geneva County, Alabama, shall appoint the county superintendent of education for a term of four years commencing quadrennially on July first. To be eligible for appointment to the office of county superintendent of education a person must hold at least an Alabama Class B Superintendent-Principal certificate.

The Superintendent of Education shall be entitled to a salary of not more than seven thousand five hundred dollars (\$7,500) per annum, and an expenditure for travel and other expenses of not more than one thousand five hundred dollars (\$1,500) per annum, to be fixed by the county board of education, which salary shall be paid in monthly installments out of any funds available to the board of education for such purpose. The county board of education may remove the superintendent of education at any time for immorality, misconduct in office, incompetency, willful neglect of duty, or when the best interests of the schools require it."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF GENEVA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Joel P. Smith, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Manager of the Geneva County Reaper, a newspaper of general circulation published in Geneva County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 27, July 4, July 11, and July 18, all in the year 1957.

JOEL P. SMITH.

Sworn to and subscribed before me July 30, 1957.

VIDERA HENDRIX,
Notary Public.

REPORTS OF COMMITTEES

Mr. Flowers, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Davis:

H. 453. To authorize and provide for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any city or town by cemetery corporations and associations, including religious bodies, corporations sole, or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains or the depositing of the same in a mausoleum or columbarium.

By Mr. Leonard:

S. 445. To create and establish the Alabama State Board of Funeral Directors and Embalmers and to fix and prescribe the powers, duties and authority thereof; to provide for the appointment and removal and fix the qualifications, term of office, compensation and duties, power and authority of the members of such Board; to define terms; to regulate and control the practice of embalming of dead human bodies and the business or profession of funeral directing; to provide for the transportation of dead human bodies; to require the licensing of all embalmers and funeral directors and the registration of their apprentices; to fix and prescribe the qualifications required of applicants for such licenses and provide for the examination of applicants therefor; to provide the manner in which applications for such licenses and renewals thereof shall be made; to provide for the issuance and renewal of such licenses and to require the payment of fees therefor; to provide for certain exemptions in case of servicemen; to provide for the refusal, revocation and restoration of such licenses; to prohibit the practice of the science or profession of embalming and the business or profession of funeral directing without compliance with the provisions of this Act; to authorize such Board to adopt bylaws and to make, promulgate and enforce rules and regulations for the regulation of said Board and for the enforcement of said law; to provide for the appointment and compensation of inspectors; to provide for the better protection of life and health and the prevention of the spread of infectious, communicable and contagious diseases; to provide for certain exemptions and exclusions from the provisions of this Act; to provide for the transfer of funds, properties, books, records and effects of every kind; to make violations of this Act unlawful and to provide penalties therefor; to make violations of this Act a public nuisance and to provide for the restraint thereof; to repeal Sections 121, 122, 123, 124, 125, 126, 127 as amended, and 128 of Title 46, Code of Alabama, 1940, and all other conflicting laws.

By Messrs. Skidmore, Van Antwerp, Leonard, Flowers, Roberts, Yarbrough (Autauga), Shelton, Boutwell, Allen, Smith, Grisham, Givhan, Cantrell and Davis (Lowndes):

S. 428. To regulate the teaching and practice of cosmetology, requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

Mr. Smith, Chairman of the Standing Committee on Local Legislation reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Locke (Choctaw) (with notice and proof):

H. 951. To alter, re-arrange and extend the boundaries of the municipality of Butler in Choctaw County; annexing certain territory to said town.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Engelhardt (with substitute):

S. 392. To propose an amendment to the Constitution of Alabama relating to the abolition of Macon County.

The above Bill was read a second time at length as required by the Constitution.

Mr. Boutwell, Chairman of the Standing Committee on Banking, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, and it was read a second time and placed on the calendar, to-wit:

By Mr. Oden (without recommendation):

H. 69. Empowering the Superintendent of Banks to require fees for the examination of all State Banks, Credit Unions and Small Loan Companies.

Mr. Boutwell, Chairman of the Standing Committee on Banking, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Tate (with substitute) (without recommendation):

S. 191. To amend further Act No. 159, H. 233, approved June 23, 1945, (General Acts of Alabama, 1945, page 200), which regulated, through licensure, the business of lending money, created the Bureau of Loans in the Department of Commerce, and prescribed procedures for the enforcement of the Act, as amended and re-enacted by Act No. 787, S. 601, approved September 11, 1951 (Acts of Alabama, 1951, page 1385).

Mr. Boutwell, Chairman of the Standing Committee on Banking, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, and it was read a second time and placed on the calendar, to-wit:

By Mr. Vann (without recommendation):

S. 99. Relating to the small loan business: To define and regulate the business of lending in amounts of \$500 or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to provide for the administration and enforcement of this Act and for the issuance of regulations and orders therefor; to authorize the making of examinations and investigations and the publication of reports thereof; to provide for a review of administrative acts hereunder; to prescribe penalties for violations of the Act; and to repeal conflicting provisions of Act No. 159, H. 233, approved June 23, 1945 (General Acts of Alabama, 1945, page 200).

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 354. Authorizing the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, to make an annual grant toward the support of any museum of fine arts which may be in existence in the county.

Also:

S. 361. To amend the act approved September 7, 1955, entitled "An Act to create in any county in this State having a population of not less than 225,000 nor more than 500,000, according to the last or any subsequent Federal decennial census, a domestic relations division of the circuit court of such county; defining its jurisdiction and authority; providing it with officers, and prescribing their duties, authority and compensation; regulating its procedure; abolishing the office of judge of the

juvenile court in any such counties; and providing that the judge of the domestic relations division of the circuit court shall be ex officio judge of the juvenile court" (Act No. 345, S. 291, 1955 Acts Vol. II, p. 783).

Also:

S. 372. To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Fyffe, in DeKalb County, Alabama.

Also:

S. 377. To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196).

Also:

S. 378. To alter, rearrange, extend and fix the boundaries and limits of the City of Andalusia, in the State of Alabama.

Also:

S. 379. Relating to Lowndes County: To authorize and empower the county board of education of Lowndes County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

Also:

S. 393. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

RESOLUTION

Mr. Boutwell offered the following Senate Resolution, to-wit:

S. R. 79. Whereas the Senate of Alabama is engaged in very important Legislative work and will possibly stay in session continuously for a long period of time,

Now therefore be it resolved that Dixon Goodhew and Jimmy Landon of Jefferson County be elected as honorary pages, for today, without pay.

On motion of Mr. Boutwell, the Rules were suspended and the resolution adopted by the Senate.

BILLS ON THIRD READING

The Bill:

H. 167. For the relief of Murray R. Lollar.

Was taken up by unanimous consent.

The Standing Committee on Finance and Taxation reported the following amendment to the bill, to-wit:

FINANCE AND TAXATION COMMITTEE AMENDMENT TO H. B. 167

Amend H. B. 167 by striking out the words and figures "Eight Thousand and No/100 (\$8,000.00) Dollars" where it appears in Sections 1 and 2 of the bill and substitute therefor the words and figures "Five Thousand and No/100 (\$5,000.00) Dollars".

Which was adopted.

Yeas 26; Nays 3.

Yeas:

Messrs.:	Flowers	Leonard	Robison
Allen	Givhan	Little	Skidmore
Bradford	Goodwin	Metcalf	Tate
Davis (Lowndes)	Grisham	Moses	Van Antwerp
Davis (Pickens)	James	Newton	Yarbrough (Autauga)
Dyar	Jones	Reeves	Yarbrough (Randolph)
Engelhardt	Lamberth	Roberts	—26

Nays: Messrs.: Calvin, Eddins, and Hall —3

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 24; Nays 3.

Yeas:

Messrs.:	Givhan	Leonard	Robison
Allen	Goodwin	Little	Skidmore
Davis (Lowndes)	Grisham	Metcalf	Smith
Davis (Pickens)	James	Moses	Tate
Dyar	Jones	Newton	Yarbrough (Autauga)
Engelhardt	Lamberth	Reeves	Yarbrough (Randolph)
Flowers			—24

Nays: Messrs.: Calvin, Eddins, and Hall —3

The Bill:

S. 215. To amend Section 40 of Title 36, Code of Alabama (1940), as amended which relates to lighting equipment required on motor vehicles.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 29; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Skidmore
Allen	Eddins	Leonard	Smith
Boutwell	Engelhardt	Little	Tate
Bradford	Flowers	Metcalf	Van Antwerp
Calvin	Goodwin	Newton	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Jones		—29

Nays: —0

The Bill:

H. 761. To repeal Act No. 600 approved August 6, 1907 relating to the celebration of the Battle of Horseshoe Bend in 1814; and to provide for the disposition of any property conveyed to such commission during its existence.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Skidmore
Boutwell	Engelhardt	Leonard	Smith
Bradford	Flowers	Little	Tate
Calvin	Goodwin	Metcalf	Van Antwerp
Cooper	Grisham	Moses	Vann
Davis (Lowndes)	Hall	Newton	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

H. 720. To appropriate out of any funds in the State Treasury to the credit of the general fund, not otherwise appropriated, the sum of \$150,000 to the Department of Conservation to be used only for the purchase of lands to be made a part of the Horseshoe Bend National Military Park; and to provide for the lease, sale, swap, exchange, transfer, or otherwise dispose of such lands, including the right to convey same without consideration to the United States of America.

Was read a third time at length and passed.

Yeas 29; *Nays* 0

Yeas:

Messrs.:	Engelhardt	Leonard	Skidmore
Allen	Flowers	Little	Smith
Boutwell	Goodwin	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cooper	Hall	Newton	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth		

—29

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 395. To amend Act No. 201, Regular Session 1955, with respect to the assignment and placement of pupils in the public schools; to establish and regulate the procedure for hearings by boards of education with respect to the operation of public schools; to authorize the Attorney General to render advice and assistance to local boards of education; to provide that boards of education shall exercise judicial functions with respect to hearings upon the assignment of pupils; to limit the liability of school boards, officials and employees in the exercise of their official responsibilities; to reenact Act No. 201, Regular Session 1955, in all respects except as amended hereby.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Adams (Jefferson), Lackey, Perry, Vacca, and Nice:

H. 963. To authorize, regulate and provide for the payment of supplemental benefits to certain beneficiaries of municipal employees' pension, relief or retirement systems in cities in this State having a population of three hundred thousand or more, according to the last or any subsequent federal decennial census.

Also:

By Mr. Harrison:

H. 980. To authorize the payment from the county treasury of an expense allowance to the coroner in counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Mr. Brannan:

H. 981. To provide for the disposition of certain real property in Baldwin County, Alabama, which is a part of the Dixie Graves Parkway and which runs from Gulf Shores, Alabama, to Fort Morgan; to provide for and regulate the manner, method and conditions under which said real property may be disposed of by the State, and to provide for use and control of the remainder of said parkway; to provide a fund for the deposit of revenue derived from the disposition of said real property and to provide for expenditures from said fund.

Also:

By Mr. Speaks:

H. 994. Relating to Chilton County: To provide that fees and mileage for state witnesses appearing before the grand jury or testifying in criminal cases in the Circuit Court or the County Court or any Court successors to said Courts of Chilton County shall be payable out of the Fine and Forfeiture Fund of said County; to provide for the transfer of all state witnesses' fees collected by the Clerk of the Circuit Court or of the County Court of, or any Courts successors to said Courts of Chilton County to the Fine and Forfeiture Fund; to provide for the registration of witnesses' script hereafter issued and for the order of payment thereof.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF CHILTON**

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama, and application for its passage and enactment will be made, to-wit:

AN ACT

Relating to Chilton County: To provide that fees and mileage for state witnesses appearing before the grand jury or testifying in criminal cases in the Circuit Court or the County Court or any Court successors to said Courts of Chilton County shall be payable out of the Fine and Forfeiture Fund of said County; to provide for the transfer of all state witnesses' fees collected by the Clerk of the Circuit Court or of the County Court of, or any Courts successors to said Courts of Chilton County to the Fine and Forfeiture Fund; to provide for the registration of witnesses' script hereafter issued and for the order of payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. That when any person is subpoenaed as a witness before the grand jury of Chilton County in a criminal case, and procures a cer-

tificate of his attendance before the grand jury as a witness signed by the foreman of the grand jury, said certificate shall be payable upon due presentation by said person, by the depository or treasurer of said county out of the Fine and Forfeiture Fund of said county.

Section 2. That when any person appears as a state witness in a criminal case either in the Circuit Court or the County Court, or any Courts successors to said Courts, of Chilton County, Alabama, and procures a certificate of attendance signed by the clerk of said court, said certificate shall be payable upon due presentation by the depository or treasurer of said county out of the Fine and Forfeiture Fund of said county. Said witness certificates shall be null and void and non-negotiable unless presented for payment to the county treasurer within one year from date of issuance.

Section 3. The compensation, fees and mileage allowed by law to witnesses summoned before the grand jury and to witnesses summoned on behalf of the State in the Circuit Court and County Court, or any Courts successors to said Courts of Chilton County shall be taxed against the defendant as a part of the costs, as provided by law, and when collected shall be covered into the Fine and Forfeiture Fund of the County at the end of each month. The clerk of the Court involved shall be entitled to receive a commission of five (5) per cent on all such witness fees paid over to the Fine and Forfeiture Fund by him pursuant to this act. In the event that the Fine and Forfeiture Fund should become insolvent or there be a deficit in such fund, then the County Treasurer or County depository shall keep a register of all witness script presented to him for witness compensation, fees and mileage payment of which is provided hereunder, and each witness certificate shall be registered therein showing the date filed, certificate number, name of witness and the amount of such certificate; provided however, that when any witness fees are collected the same shall be paid over to the witness on behalf of whom the same were taxed and collected, if his claim therefor shall not have been previously paid.

Section 4. That it shall be the duty of the Clerk of the Circuit Court of Chilton County and the Clerk of the County Court of Chilton County, or any Courts successors to said Courts of Chilton County, upon the effective date of this Act, to immediately transfer any and all moneys collected by said Clerk for the payment of state witness fees, either before the grand jury, Circuit Court or County Court, or any Courts successors to said Courts, to the Fine and Forfeiture Fund of said County. Such claims, script or certificates issued by the Clerk of Circuit Court or County Court, or any Courts successors to said Courts, shall be endorsed for payment on the back of the same by the Clerk of the Circuit Court or the Clerk of the County Court, or any Courts successors to said Courts; said endorsement for payment shall be signed by the said Clerk and dated and shall certify that the same is a proper claim and payable.

Section 5. That all valid claims, script and certificates hereafter issued to witnesses summoned on behalf of the State before the grand jury, Circuit Court or County Court, or any Court successors to said Courts, of Chilton County, Alabama, be and the same are made payable by the County Treasurer of Chilton County out of the Fine and Forfeiture Fund of said county upon due presentation thereof.

Section 6. This Act shall not be construed so as to reduce in any way the commission or fees of the Clerk of the Circuit Court of Chilton County, the Clerk of the County Court, or any Courts successors to said Courts, or the sheriff of Chilton County, Alabama, or the payment thereof, and such fees shall be payable in the same amount as now provided by law.

Section 7. That all laws, general, local and special, in conflict with the provisions hereof be and the same are hereby expressly repealed, Provided however, this act shall not operate to repeal any local law regulating the Fine and Forfeiture Fund of Chilton County.

Section 8. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. 7-11-4ch

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CHILTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared T. E. Wyatt, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Union-Banner, a newspaper of general circulation published in Chilton County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, July 18, July 25, and August 1, all in the year 1957.

T. E. WYATT.

Sworn to and subscribed before me August 6, 1957.

INEZ PATTERSON,
Notary Public.

Also:

By Mr. Franklin:

H. 996. To amend Act No. 121, H. 448, approved June 23, 1949, which fixed the salary of the deputy solicitor of Coosa County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF COOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To amend Act No. 121, H. 448, approved June 23, 1949, which fixed the salary of the deputy solicitor of Coosa County.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 121, H. 448, approved June 23, 1949, entitled "An Act To Fix the Salary of the Deputy Solicitor of Coosa County," (Acts of Alabama, 1949, page 149), is hereby amended to read as follows:

"Section 1. The salary of the deputy solicitor for Coosa County shall be fixed by the board of revenue, court of county commissioners or other governing body of Coosa County at a sum not less than one thousand two hundred dollars (\$1,200) nor more than three thousand dollars (\$3,000) per annum, which shall be payable in equal monthly installments out of the general fund of Coosa County."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

JY 11-18-25-A 1-c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COOSA

Before me, the undersigned authority in and for said County, in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Enterprise-Chronicle, a newspaper of general circulation published in Coosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, July 18, July 25, and August 1, all in the years 1957.

J. C. HENDERSON.

Sworn to and subscribed before me August 1, 1957.

T. C. WOLSONCROFT,
Notary Public.

My commission expires June 14, 1959.

Also:

By Mr. Franklin:

H. 997. Relating to Coosa County; providing for the compensation of members of the county board of education.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF COOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Coosa County; providing for the compensation of members of the county board of education.

Be It Enacted by the Legislature of Alabama:

Section 1. The members of the county board of education of Coosa County shall receive from the public school funds of the county twenty-five dollars (\$25) a day and their actual traveling and hotel expenses incurred in attending meetings of the board, and transacting the business of the board. The members of the board shall not be allowed pay for more than fourteen days in any one year. Their expenses shall be paid in like manner as provided for the compensation of teachers.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

JY 11-18-25-A 1-c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Enterprise-Chronicle, a newspaper of general circulation published in Coosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, July 18, July 25, and August 1, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me August 1, 1957.

T. C. WOLSONCROFT,
Notary Public.

My commission expires June 14, 1959.

Also:

By Mr. Love:

H. 998. To alter, rearrange, and extend the boundaries of the City of Opp, Covington County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF LOCAL BILL

To whom it may concern:

Notice is hereby given that at the present session of the legislature of Alabama a local bill will be introduced for passage relating to an act to alter or rearrange the boundary lines of the city of Opp, Covington County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Covington County, Alabama, which local bill will be in substance as follows:

Be It Enacted by the Legislature of Alabama:

Section One: That the boundary lines of the City of Opp, Covington County, Alabama, be and the same are hereby altered or rearranged so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Covington County, Alabama; all of which other territory lying and being in Covington County, Alabama, is more particularly described as follows:

NW $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ all in section 21, Township 4N, Range 18E, NW $\frac{1}{4}$ and SW $\frac{1}{4}$ all in Section 22, Township 4N, Range 18E; NE $\frac{1}{4}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$ all in Sec. 27 Tws. 4N Range 18E; NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ all in Section 29, Township 4N, Range 18E; NE $\frac{1}{4}$ of NE $\frac{1}{4}$, SE $\frac{1}{4}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ all in Sec. 30, Tws 4N, R. 18E; SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ all in Section 31, Township 4N, Range 18E; SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of NW $\frac{1}{4}$ all in Section 32, Township 4N, Range 18E; SE $\frac{1}{4}$ and SW $\frac{1}{4}$ all in Section 33, Township 4, Range 18E; SW $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ all in Section 34, Township 4, Range 18E; NW $\frac{1}{4}$ and SW $\frac{1}{4}$ all in Section 3, Township 3N, Range 18E and all of Section 4, Township 3N, Range 18E.

Section Two: This Act shall take effect on its passage and approval by the Governor or otherwise becoming law.

The City of Opp, Alabama

By Ned Moore As Its Mayor
11July4tch

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert D. Burgess, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Opp News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, July 18, July 25, and Aug. 1, all in the year 1957.

ROBT. D. BURGESS.

Sworn to and subscribed before me Aug. 3, 1957.

W. B. BENTON,
Notary Public.

Also:

By Mr. Steagall:

H. 1000. To alter, re-arrange and extend the boundaries of the City of Ozark in Dale County and exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF DALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To alter, re-arrange and extend the boundaries of the City of Ozark in Dale County and exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries and corporate limits of the City of Ozark in Dale County are hereby altered, rearranged and extended so as to encompass all of the lands included in a circle, the radius of which is two and one-half miles and the center of which is the courthouse of Dale

County located in the center of the City of Ozark, together with the territory outside of said circle which is now included in the present city limits of the said City of Ozark.

Section 2. All farm land annexed by this Act, the improvements thereon and the appurtenances thereunto appertaining, shall be exempt from all ad valorem taxation by the municipality of Ozark during the time such property is used for farming purposes.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF DALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared John Q. Adams, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of The Southern Star, a newspaper of general circulation published in Ozark, Dale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, 18, 25, and August 1, all in the year 1957.

JOHN Q. ADAMS.

Sworn to and subscribed before me August 5, 1957.

ONNIE ARD,
Notary Public.

Also:

By Mr. Ferrell:

H. 1001. To change the method of compensating certain officers of DeKalb County: Fixing the salary of the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County, and providing for clerical assistance, office space, equipment, and supplies necessary for the conduct of their offices.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF DEKALB

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and applications for its passage and enactment will be made, to wit:

A BILL TO BE ENTITLED AN ACT

To change the method of compensating certain officers of DeKalb County, Fixing the salary of the judge of probate, sheriff, tax assessor,

tax collector, register, and circuit clerk of DeKalb County, and providing for clerical assistance, office space, equipment, and supplies necessary for the conduct of their offices

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of DeKalb County shall receive the following salaries:

(a) Judge of Probate—Seven Thousand Two Hundred Dollars (\$7,200.00) per annum;

(b) Sheriff—Seven Thousand Two Hundred Dollars (7,200.00) per annum;

(c) Tax assessor—Six Thousand Dollars (\$6,000.00) per annum;

(d) Tax collector — Six Thousand Dollars (\$6,000.00) per annum;

(e) Register — Four Thousand Eight Hundred Dollars (\$4,800.00) per annum; and

(f) Circuit clerk—Six Thousand Dollars (\$6,000.00) per annum.

Such salaries shall be in lieu of all other compensation heretofore provided by law, and shall be paid in equal monthly installments out of the general fund of the County.

Section 2. All fees, commissions, allowances, percentages, and other charges heretofore collected for the use of the judge of probate, sheriff, tax assessor, tax collector, register, or circuit clerk of DeKalb County shall be collected and paid into the general fund of the County.

Section 3. The board of revenue, court of county commissioners, or other like governing body of DeKalb County shall provide the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of the County with clerical assistance and with the quarters, books, stationery, office equipment, postage, and other such conveniences and supplies necessary for the proper and efficient conduct of their respective offices. Each of said officers shall have the authority to appoint such clerical assistants as may be authorized for his office, and such clerical assistants shall serve at the pleasure of the appointing authority.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective upon the adoption of an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter, and regulate the costs and charges of courts in DeKalb County and the fees, commissions, percentages, allowances, or salaries, including the method or basis of their compensation, to be charged or received by the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County, and shall be applicable to the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County upon the expiration of the term of office of the incumbent of each of said offices.

STATE OF ALABAMA
COUNTY OF DEKALB

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Bobby R. Day, publisher of Fort Payne

Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of 7-8, 7-15, 7-22, 7-29, 1957.

BOBBY R. DAY,
Publisher.

Sworn to and subscribed before me this 5 day of Aug., 1957.

JOHN L. CROSS,
Notary Public.

My Commisison expires 1-7-58.

Also:

By Mr. Ferrell:

H. 1002. To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts in DeKalb County and the compensation of certain officers of DeKalb County.

Also:

By Mr. Dement:

H. 1006. Relating to Limestone County: Amending Act No. 10, S. 3, approved July 19, 1950 (Acts of Alabama, 1950-1951, p. 27), entitled "An Act Relating to Limestone County: To impose additional duties upon the incumbent Superintendent of Education of Limestone County, Alabama, and provide compensation for the performance of such duties."

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Limestone County: Amending Act No. 10, S. 3, approved July 19, 1950 Acts of Alabama, 1950-1951, p. 27), entitled "An Act Relating to Limestone County: To impose additional duties upon the incumbent Superintendent of Education of Limestone County, Alabama, and provide compensation for the performance of such duties."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 10, S. 3, approved July 19, 1950 (Acts of Alabama, 1950-1951, p. 27), entitled "An Act Relating to Limestone County: To impose additional duties upon the incumbent Superintendent of Education of Limestone County, Alabama, and provide compensation for the performance of such duties," is amended to read as follows:

"Section 1. The incumbent Superintendent of Education of Limestone County, Alabama, in addition to the duties imposed under the general laws of Alabama shall begin immediately to administer the Veterans Training Program of Limestone County, begin immediately to administer and direct the School Lunch Program of such County, and also begin immediately to act as Secretary and Adviser to the Limestone County Board of Education during all its regular and special meetings. For the

performance of the extra, new and additional duties imposed on him, and for his regular duties, the annual salary of the incumbent Superintendent of Education of Limestone County, to be paid in equal monthly installments, shall be as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the thirtieth day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the superintendent for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred and fifty thousand dollars (\$11,250,000) the salary of the superintendent for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the superintendent for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000); when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the superintendent for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the superintendent for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the superintendent for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the superintendent for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000), when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the superintendent for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more the annual salary of the superintendent for the succeeding calendar years shall be seven thousand dollars (\$7,000). In the event any principal of a school under the supervision and control of said superintendent of education receives a sum equal to or greater than the salary hereinabove provided, then and in that event, the Board of Education of Limestone County may immediately increase the salary of said superintendent of education to a sum greater than said principal's salary. In addition to his salary, the superintendent shall receive an allowance for expenses of one thousand two hundred dollars (\$1,200) per annum."

This Act shall become effective upon its passage and approval of the Governor or upon its otherwise becoming law.

JAMES M. DEMENT,
Rep. State Legislature Limestone County.
J30

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Limestone Democrat, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 9, July 16, July 23, and July 30, all in the year 1957.

STEELE MCGREW.

Sworn to and subscribed before me Aug. 3, 1957.

LOLA L. ORR,
Notary Public.

Also:

By Mr. Dement:

H. 1007. Relating to Limestone County: Further amending Act No. 199, H. 603, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 113), entitled "An Act To create and establish in Limestone County, in lieu of the existing court created by Act No. 362, approved July 6, 1931, and amendments thereto, a court of record with county-wide limited jurisdiction of criminal cases and of civil actions at law and in equity, providing it with officers, regulating its procedure, and fixing the costs and charges collectible therein."

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Limestone County: Further amending Act No. 199, H. 603, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 113), entitled "An Act To Create and establish in Limestone County, in lieu of the existing court created by Act No. 362, approved July 6, 1931, and amendments thereto, a court of record with county-wide limited jurisdiction of criminal cases and of civil actions at law and in equity, providing it with officers, regulating its procedure, and fixing the costs and charges collectible therein."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 199, H. 603, approved July 24, 1947 (Local Acts of Alabama, 1947, p. 113), entitled "An Act To create and establish in Limestone County, in lieu of the existing court created by Act No. 362, approved July 6, 1931, and amendments thereto, a court of record with county-wide limited jurisdiction of criminal cases and of civil actions at law and in equity, providing it with officers, regulating its procedure, and fixing the costs and charges collectible therein, "as amended is amended further to read as follows:

"Section 3. Judge. (a) A judge of the court herein established shall be elected by the qualified electors of the county at the general election of 1948, and at the general election each four years thereafter. His term

shall be for four years from the first Monday after the second Tuesday in January next after his election, and until his successor is elected and qualified. (b) The first judge of the court shall be the person holding office as judge of the court abolished by this Act, and he shall hold office until his successor is elected or appointed and assumes office as provided herein. (c) The judge shall, before entering upon the discharge of the duties of office, take the oath prescribed by Section 279 of the Constitution of Alabama. He may be removed from office for any cause enumerated in Section 173 of the Constitution and in the manner prescribed by law. No person shall be eligible to the office of judge unless he is at the time of his appointment or election a qualified elector of Limestone County, learned in the law and admitted to the practice of law by the Supreme Court of Alabama, for a period of at least three years prior to such election or appointment, and over the age of twenty-five years. The judge shall not engage in the practice of law during his term of office; and he shall be subject to the same penalties and obligations as circuit judges. Any vacancy occurring in the office of judge shall be filled by appointment as provided in Section 158 of the Constitution. (d) The judge shall receive an annual salary, payable out of the general fund of the county in equal monthly installments as the salaries of other county officers are paid, which shall be governed by the gross assessed valuation of property, real and personal, tangible and intangible, in Limestone County, as shown by the records of the Tax Assessor of Limestone County as follows: When the tax assessor's records show that the gross assessed valuation of such property for the tax year ending on the thirtieth day of September of any year was less than eleven million dollars (\$11,000,000) the salary of the judge for the year beginning on the first day of the next January shall be three thousand six hundred dollars (\$3,600); when these records show the gross assessed valuation is eleven million dollars (\$11,000,000) or more but less than eleven million two hundred and fifty thousand dollars (\$11,250,000) the salary of the judge for the year beginning on the first day of the next January shall be three thousand eight hundred dollars (\$3,800); when these records show the gross assessed valuation is eleven million two hundred fifty thousand dollars (\$11,250,000) or more but less than eleven million five hundred thousand dollars (\$11,500,000) the salary of the judge for the year beginning on the first day of the next January shall be four thousand dollars (\$4,000) when these records show the gross assessed valuation is eleven million five hundred thousand dollars (\$11,500,000) or more but less than twelve million dollars (\$12,000,000) the salary of the judge for the year beginning on the first day of the next January shall be four thousand two hundred dollars (\$4,200); when these records show the gross assessed valuation is twelve million dollars (\$12,000,000) or more but less than twelve million five hundred thousand dollars (\$12,500,000) the salary of the judge for the year beginning on the first day of the next January shall be four thousand eight hundred dollars (\$4,800); when these records show the gross assessed valuation is twelve million five hundred thousand dollars (\$12,500,000) or more but less than thirteen million dollars (\$13,000,000) the salary of the judge for the year beginning on the first day of the next January shall be five thousand four hundred dollars (\$5,400); when these records show the gross assessed valuation is thirteen million dollars (\$13,000,000) or more but less than thirteen million five hundred thousand dollars (\$13,500,000) the salary of the judge for the year beginning on the first day of the next January shall be six thousand dollars (\$6,000); when these records show the gross assessed valuation is thirteen million five hundred thousand dollars (\$13,500,000) or more but less than fourteen million dollars (\$14,000,000) the salary of the judge for the year beginning on the first day of the next January shall be six thousand five hundred dollars (\$6,500); and when these records show the gross assessed valuation is fourteen million dollars (\$14,000,000) or more the annual salary of the judge for the succeeding calendar years shall be seven thousand dollars (\$7,000). (e) The judge shall have authority to: 1) grant writs of habeas corpus,

certiorari, supersedeas, quo warranto, mandamus, and all other remedial and original writs which are grantable by the circuit judges; 2) grant writs of injunction and ne exeat; 3) administer oaths and take acknowledgements; 4) exercise such other powers, jurisdiction or authority as may be conferred by law upon circuit judges, judges of juvenile or county courts, and justices of the peace, except as otherwise provided herein. (f) the judge shall keep an office in the county courthouse. His office shall be suitably equipped, furnished and provided at the expense of the county, with such office supplies and stationery, stamps, furniture, fixtures, telephone and other facilities as may be necessary for the transaction of the business of the court. (g) in the event the judge is disqualified or unable to act, a special judge shall be appointed as provided by Section 160 of the Constitution and Section 124 of Title 13 of the 1940 Code, who shall be paid five dollars for each day or fraction thereof that he serves, out of the general fund of the county."

This Act shall become effective immediately upon its passage and approval of the Governor or upon its otherwise becoming a law.

JAMES M. DEMENT,
Rep. State Legislature Limestone County.
J30

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Steele McGrew, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Limestone Democrat, a newspaper published in Limestone County, Alabama and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 9, July 16, July 23, and July 30, all in the year 1957.

STEELE McGREW.

Sworn to and subscribed before me Aug. 3, 1957.

LOLA L. ORR,
Notary Public.

Also:

By Messrs. Goodwyn, Nolen, Hall and Dawkins:

H. 1009. To provide for payments out of the county treasury to supplement the salaries of supernumerary circuit judges in any judicial circuit now or hereafter composed of one county and having a population, according to the last or any succeeding Federal census, of not less than 125,000 and not more than 200,000.

Also:

By Messrs. Callahan and deGraffenried:

H. 1013. To apply only in those counties having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census and to further provide for municipal tax assessments for property annexed to municipalities in such counties.

Also:

By Messrs. deGraffenried and Callahan:

H. 1014. To Alter, Rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA TUSCALOOSA COUNTY

Notice is hereby given that at this session of the Legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

TO ALTER, REARRANGE AND EXTEND THE BOUNDARY LINES
OF THE CITY OF TUSCALOOSA, IN TUSCALOOSA COUNTY, ALA-
BAMA.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Corporate Limits of the City of Tuscaloosa, Tuscaloosa County, Alabama, be changed and extended to include the following additional adjacent territory:

At a point of beginning start at the Southeast corner of the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}$ of the $SE\frac{1}{4}$) of Section 29, Township 21 South, Range 9, West, said point being on the present boundary of the city limits of the City of Tuscaloosa; thence Northwardly along the East boundary of the West Half of the Southeast Quarter ($W\frac{1}{2}$ of the $SE\frac{1}{4}$) of said Section 29, to the Northeast corner of said West Half of the Southeast Quarter ($W\frac{1}{2}$ of the $SE\frac{1}{4}$); thence Northwardly along the East boundary of the Southwest Quarter of the Northeast Quarter ($SW\frac{1}{4}$ of the $NE\frac{1}{4}$) of said Section 29, to the North boundary of the Pelham Loop Road; thence Westwardly along the curving boundary of said Pelham Loop Road to an intersection with the West boundary of the Northeast Quarter of the Southwest Quarter ($NE\frac{1}{4}$ of the $SW\frac{1}{4}$) of said Section 29; thence Southwardly along the West boundary of the East Half of the Southwest Quarter ($E\frac{1}{2}$ of the $SW\frac{1}{4}$) of said Section 29, to the Southwest corner of said East Half of the Southwest Quarter ($E\frac{1}{2}$ of the $SW\frac{1}{4}$); thence Southwardly along the West boundary of the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}$ of the $NW\frac{1}{4}$) of Section 32, Township 21 South, Range 9 West, to the Southwest corner of said Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}$ of the $NW\frac{1}{4}$); thence Eastwardly along the South boundary of said Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}$ of the $NW\frac{1}{4}$) to the Southeast corner of said Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}$ of the $NW\frac{1}{4}$); thence Northwardly along the East boundary of said Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}$ of the $NW\frac{1}{4}$) for a distance of 417.0 feet to the Southwest corner of Block "N" of the Cherokee Hills Addition No. 2, a plat of which is recorded in Plat Book 5, at Page 108, in the Probate Office of Tuscaloosa County, Alabama; thence Eastwardly along the South boundary of said Block "N" to the Southeast corner of said Block "N", which point is on the East boundary of the Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}$ of the $NE\frac{1}{4}$) of said Section 32; thence wardly along the East boundary of said Northwest Quarter of the Northeast Quarter ($NW\frac{1}{4}$ of the $NE\frac{1}{4}$) for a distance of 1,038.0 feet to the point of beginning.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. This Act shall become effectively immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

June 26 — July 3 — 10—17—4TC.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF TUSCALOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Buford Boone, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Tuscaloosa News, a newspaper of general circulation published in Tuscaloosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 26, July 3, July 10, and July 17, all in the year 1957.

BUFORD BOONE.

Sworn to and subscribed before me 30th July, 1957.

LILLA COLLINS,
Notary Public.

Also:

By Messrs. Kaul, Perry, Edwards (Jefferson), Vacca, Lackey and Adams (Jefferson):

H. 1018. To amend Section 361 of Title 17 of the Code of Alabama, 1940, as amended by Act No. 42 of the Second Special Session of the Legislature of Alabama of 1956 (Act No. 42 Special Session of 1956, page 336) approved March 23, 1956, which relates to "single shot ballots."

Also:

By Mr. Summerlin:

H. 999. To amend further Section 1 of Act No. 502, H. 916, approved September 30, 1947 (Local Acts of Alabama, 1947, p. 340), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County out of the Gasoline Excise Tax Fund."

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that the following Local Bill will be introduced at the present session of the Alabama Legislature, as follows:

AN ACT

To amend Section 1 of Act No. 677, approved August 26, 1953 (Local Acts of Alabama, 1953, pages 448 and 449), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County, Alabama out of the Gasoline Excise Tax Fund."

Be It Enacted by the Legislature of Alabama:

Section 1 of Act No. 677, approved August 26, 1953 (Local Acts of Alabama, 1953, pages 448 and 449), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County out of the Gasoline Excise Tax Fund," is amended to read as follows: Section 1. Each member of the Court of County Commission-

ers of Crenshaw County, Alabama, shall be paid by the County Treasurer of Crenshaw County, Alabama, out of the Gasoline Excise Tax Fund for their services and travelling expenses in inspecting the work of maintenance, upkeep and repairing the public roads and bridges of Crenshaw County, Alabama, or for their services in supervising such work on said roads and bridges, the sum of Two Hundred (\$200.00) per month as a salary, and One Hundred and Fifty Dollars (\$150.00) per month for mileage and cost of transportation in performing such services, said sums to be paid by warrants drawn on the County Treasurer on order of the Court of County Commissioners of Crenshaw County, Alabama."

V. S. SUMMERLIN,

Representative in the Legislature from Crenshaw County, Alabama.
 jy 10 4tc

AFFIDAVIT

PROOF OF PUBLICATION

STATE OF ALABAMA CRENSHAW COUNTY

Before the undersigned Notary Public personally came Mary F. Reeder, who being duly sworn says upon oath that she is Publisher of a newspaper published at Luverne, Crenshaw County, Alabama, known as The Luverne Journal, and that the notice of publication, a true copy of which is hereto annexed, and being entitled:

To amend Section 1 of Act No. 677, approved August 26, 1953 (Local Acts of Alabama, 1953, pages 448 and 449), entitled "An Act To provide for compensation of members . . . was published in said newspaper, once a week for four consecutive weeks, to-wit in the issues of said newspaper dated: July 10, 1957, July 17, 1957, July 24, 1957, July 31, 1957.

MARY F. REEDER.

Sworn and subscribed to before me this 2 day of August, 1957.

W. L. SEGREST,
 Notary Public.

My Commission Expires 1-28-58.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
 Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 963, 980, 994, 996, 997, 998, 1000, 1001, 1002, 1006, 1007, 1009, 1013, 1014, 1018, and 999—To the Committee on Local Legislation (The above numbered bill, H. B. 1002, was read at length as required by the Constitution.)

H. 981—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 86. To amend further Section 365 of Title 52, Code of Alabama, 1940, which relates to the teachers' retirement system.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 44. Making an appropriation for the relief of B. L. Massengale of Uniontown, Alabama.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. Kelly, Oden, Gregory, Hodges, Holliman, Broadfoot, Harrison, Dement, Hunt, Pirkle, McClendon, Oakley, Brooks, Edwards (Escambia), Jenkins, Grouby, Hardy, Ferrell, Huddleston, Adams (Jefferson), Hanby, Shumate, Harvey, Burkhalter, Money, Solomon, Mathison, Kendall, Bassett, Locke (Choctaw), Stenbridge, Wood, McNider, Brown (Lamar), Gist, Roberts, Lee (Lawrence), Love, Cox, Richardson and Dawkins:

H. 868. To regulate further the election of senators so as to require rotation of residence of senators elected by districts composed of more than one county.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. 868—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 56. To authorize the execution of, and to give advance approval to a compact between the State of Alabama and the State of Mississippi and any contiguous state, for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and the Tennessee Rivers; to establish a joint agency and other offices for the administration of the compact; and to make an appropriation.

Also:

S. 153. Relating to public health; amending further Section 9 of Title 22, Code of Alabama 1940.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Davis, Shumate, Selman, Harrison, Ramey, deGraffenried, McLendon, Kendall, Stokes, Mathison, Solomon, Lee (Barbour), Hall, Goodwyn, McNider, Boyd, Killough, Dickson, Rodgers, Reynolds, Broadfoot, Hare, Locke (Choctaw), Hawkins, Hunt, Haltom, Law, McClendon, Callahan, Kelly and Adams (Jefferson):
H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

Also:

By Mr. Mathews:

H. 627. To amend further Section 1 of Act No. 288, S. 161, approved July 7, 1945 (General Acts of Alabama, 1945, p. 478), which provides for the commissioning of supernumerary circuit judges.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. 727—To the Committee on Finance and Taxation

H. 627—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Ramey:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

Also:

By Messrs. Tyson, Hare, McKay, Nettles, deGraffenried, Boyd, Solomon, Cornett, Stokes, Simon, Lee (Barbour), Steagall, Davis, Martin, Ramey, Roberts, and Stembbridge:

H. 752. To fix the salary of the Attorney General.

Also:

By Messrs. Boyd and Bassett:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 690 and 752—To the Committee on Finance and Taxation

H. 643—To the Committee on Municipalities and Municipal Organizations

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 394. To repeal Section 76 of Title 45, Code of Alabama of 1940, and to amend Section 144 of Title 45, Code of Alabama of 1940, as amended.

And sends same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Locke (Perry):

H. 754. To provide for the correction or perfecting of marriage records.

Also:

By Mr. Adams (Jefferson):

H. 664. To made an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purchase and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

Also:

By Mr. Adams (Jefferson):

H. 352. To amend Section 37, Title 58, Code of Alabama (1940), which relates to the period of time after the expiration of which certain fiduciary funds may be paid into the county treasury.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 754 and 352—To the Committee on Judiciary

H. 664—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Perry and Nice:

H. 344. To amend Sections 232, 238, 242, 243, and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

Also:

By Messrs. Perry and Nice:

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

Also:

By Messrs. Perry and Nice:

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed in this Act.

Also:

By Messrs. Perry and Nice:

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

Also:

By Messrs. Haltom and Nice:

H. 697. To establish a Commission on Interstate Cooperation, define its duties, prescribe its authority, and provide for its membership.

Also:

By Mr. Goodwyn:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 344, 345, 346, 347, and 697—To the Committee on Judiciary

H. 304—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. Grouby:

H. 15. To amend Section 122, as amended, Title 51, Code of Alabama, 1940:

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. 15—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Hare:

H. J. R. 87. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the heartfelt appreciation and sincere thanks of this body are hereby extended to His Excellency, Governor James E. Folsom, and the charming First Lady of Alabama for the delightful hospitality extended last evening to the members of the Legislature when the Governor's Mansion was the scene of a beautiful party, a delicious repast and a spectacular tabloid.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 87, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

BILLS ON THIRD READING RESUMED

The Bill:

S. 353. To amend Section 122, as amended, Title 51, Code of Alabama, 1940:

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Goodwin	Metcalf	Tate
Cooper	Grisham	Moses	Van Antwerp
Davis (Lowndes)	Hall	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Roberts	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

H. 454. To amend Section 266 of Title 26, Code of Alabama 1940, as amended, the same relating to employers' records of injuries under the workmen's compensation law and reports to the department of industrial relations.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Calvin	Goodwin	Metcalf	Smith
Cooper	Grisham	Moses	Tate
Davis (Lowndes)	Hall	Newton	Van Antwerp
Davis (Pickens)	James	Reeves	Vann
Dyar	Jones	Roberts	Yarbrough (Autauga)
Eddins	Lamberth	Robison	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

H. 455. To amend Section 299 of Title 26, Code of Alabama 1940, as amended, the same relating to lump sum payments of benefits under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Skidmore
Allen	Flowers	Little	Smith
Calvin	Goodwin	Metcalf	Tate
Cooper	Grisham	Newton	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth	Shelton	

—30

Nays:

—0

The Bill:

H. 456. To amend Section 285 of Title 26, Code of Alabama 1940, as amended, the same relating to the expenses of burial under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Goodwin	Metcalf	Smith
Calvin	Grisham	Moses	Tate
Cooper	Hall	Newton	Van Antwerp
Davis (Lowndes)	James	Reeves	Vann
Davis (Pickens)	Jones	Roberts	Yarbrough (Autauga)
Dyar	Lamberth	Robison	Yarbrough (Randolph)
Eddins			—32

Nays:

—0

The Bill:

H. 457. To amend Section 279 of Title 26, Code of Alabama 1940, as amended, the same relating to the schedule of compensation under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Calvin	Goodwin	Moses	Tate
Cooper	Hall	Newton	Van Antwerp
Davis (Lowndes)	James	Reeves	Vann
Davis (Pickens)	Jones	Roberts	Yarbrough (Autauga)
Dyar	Lamberth	Robison	Yarbrough (Randolph)
			—31

Nays:

—0

The Bill:

H. 458. To amend Section 283 of Title 26, Code of Alabama 1940, as amended, the same relating to death compensation under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Skidmore
Allen	Engelhardt	Leonard	Smith
Boutwell	Flowers	Little	Tate
Calvin	Goodwin	Metcalf	Van Antwerp
Cooper	Grisham	Moses	Vann
Davis (Lowndes)	Hall	Newton	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	—30

Nays:

—0

The Bill:

H. 459. To amend Section 287 of Title 26, Code of Alabama 1940, as amended, the same relating to the order in which total dependents take compensation under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Goodwin	Metcalf	Smith
Calvin	Grisham	Moses	Tate
Cooper	Hall	Newton	Van Antwerp
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Roberts	Yarbrough (Randolph)

--31

Nays:

—0

The Bill:

H. 460. To amend Section 289 of Title 26, Code of Alabama 1940, as amended, the same relating to the limitations on compensation under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Skidmore
Allen	Flowers	Metcalf	Smith
Boutwell	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Eddins	Leonard	Shelton	

—30

Nays:

—0

The Bill:

H. 461. To amend Section 293 of Title 26, Code of Alabama 1940, as amended, the same relating to medical, surgical and hospital service under the workmen's compensation law.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Grisham	Moses	Tate
Calvin	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			

—32

Nays:

—0

The Bill:

H. 462. To amend Section 304 of Title 26 of the 1940 Code of Alabama to provide that the trial of cases arising under the Workmen's Compensation Act shall be governed by the same rules and statutes as govern the trial of civil cases between the same parties.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays:

—0

The Bill:

H. 463. To amend Section 221 of Title 26, Code of Alabama 1940, the same relating to court appeals in unemployment compensation cases.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Roberts
Allen	Engelhardt	Lamberth	Robison
Boutwell	Flowers	Leonard	Skidmore
Bradford	Givhan	Little	Smith
Calvin	Goodwin	Metcalf	Tate
Cooper	Grisham	Moses	Van Antwerp
Davis (Lowndes)	Hall	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar			—32

Nays:

—0

The Bill:

H. 464. To amend Section 204 of Title 26, Code of Alabama 1940, as amended, the same pertaining to experience rating under the Unemployment Compensation Law.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Goodwin	Leonard
Allen	Dyar	Grisham	Little
Boutwell	Eddins	Hall	Metcalf
Bradford	Engelhardt	James	Moses
Calvin	Flowers	Jones	Newton
Cooper	Givhan	Lamberth	Reeves

Roberts	Skidmore	Tate	Yarbrough (Autauga)
Robison	Smith	Van Antwerp	Yarbrough (Randolph)
Shelton			—32

Nays: —0

The Bill:

H. 465. To amend Section 207 of Title 26, Code of Alabama 1940, as amended, the same relating to weekly unemployment benefit amounts.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			—32

Nays: 0

The Bill:

H. 466. To amend Section 216 of Title 26, Code of Alabama 1940, as amended, the same pertaining to Determinations under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Tate
Cooper	Grisham	Newton	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth		—33

Nays: —0

The Bill:

H. 469. To amend Section 202 of Title 26, Code of Alabama 1940, as amended, the same relating to contributions by employees under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Bradford	Davis (Lowndes)	Eddins
Allen	Calvin	Davis (Pickens)	Engelhardt
Boutwell	Cooper	Dyar	Flowers

Givhan	Lamberth	Reeves	Smith
Goodwin	Leonard	Roberts	Tate
Grisham	Little	Robison	Van Antwerp
Hall	Metcalf	Shelton	Yarbrough (Autauga)
James	Moses	Skidmore	Yarbrough (Randolph)
Jones	Newton		—33

Nays: —0

The Bill:

H. 467. To repeal Section 210 of Title 26, Code of Alabama 1940, the same relating to seasonal employment under the Alabama Unemployment Compensation Law.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Goodwin	Newton	Van Antwerp
Cooper	Grisham	Reeves	Vann
Davis (Lowndes)	Hall	Roberts	Yarbrough (Autauga)
Davis (Pickens)	James	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays: —0

The Bill:

H. 468. To amend Sections 197, as amended, 199, and 248, as amended, of Title 26, Code of Alabama 1940, the same dealing respectively with the Unemployment Compensation Trust Fund, withdrawals from the Unemployment Compensation Trust Fund and the Employment Security Administration Fund, all pertaining to the Unemployment Compensation Law.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	—34

Nays: —0

The Bill:

S. 309. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment:

Yeas 34; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	—34

Nays:

—0

The Bill:

S. 306. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

Was taken up.

The Standing Committee on Judiciary reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO S. B. 306

Amend S. B. 306 by striking out section 2 and adding in lieu thereof the following:

"Section 2. After its passage and approval this act shall become effective in each county at the expiration of the term of the incumbent circuit clerk and shall apply to or affect cases filed after such date."

COMMITTEE AMENDMENT TO S. B. 306

Amend S. B. 306 by striking out the words "to be paid in cash by the petitioner, except in the case of a pauper who makes oath of such fact" following the word "corpus" and before the word "six", in Section 1.

COMMITTEE AMENDMENT TO S. B. 306

Amend Senate Bill 306 by striking out the word "making" on line 33 of Section 1 and adding between the words "for" and "a" the following words:

"furnishing a certified copy of a complete record of the cause".

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

The Bill:

S. 307. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi-criminal cases.

Was taken up.

The Standing Committee on Judiciary reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO S. B. 307

Amend S. B. 307 by striking out section 4 and adding in lieu thereof the following:

“Section 4. After its passage and approval this act shall become effective in each county at the expiration of the term of the incumbent circuit clerk and shall apply to or affect cases filed after such date.”

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	James	Reeves	Yarbrough (Autauga)
Davis (Pickens)	Jones	Roberts	Yarbrough (Randolph)
Dyar	Lamberth	Robison	—30

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Bradford	Davis (Lowndes)	Eddins
Allen	Calvin	Davis (Pickens)	Flowers
Boutwell	Cooper	Dyar	Givhan

Goodwin	Leonard	Reeves	Smith
Grisham	Little	Roberts	Van Antwerp
Hall	Metcalf	Robison	Vann
James	Moses	Shelton	Yarbrough (Autauga)
Jones	Newton	Skidmore	Yarbrough (Randolph)
Lamberth			—32
Nays:			—0

The Bill:

S. 308. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Was taken up.

The Standing Committee on Judiciary reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO S. B. 308

Amend S. B. 308 by striking out section 2 and adding in lieu thereof the following:

"Section 2. After its passage and approval this act shall become effective in each county at the expiration of the term of the incumbent circuit clerk and shall apply to or affect cases filed after such date."

AMENDMENT TO S. B. 308

Amend S. B. 308 by striking the provisions relative to sheriffs fees immediately following the words "Sheriff's fees—" through the words "three dollars;" where they appear near the beginning of the second paragraph of Section 69 of Title 45, Code of Alabama (1940), as set out and amended in Section 1 of said S. B. 308, and substituting in lieu thereof the following:

"executing each warrant or writ of arrest, five dollars; approving bond, two dollars; serving each subpoena for state witnesses, seventy-five cents; for committing prisoners to jail, two dollars; for summoning jury in capital cases, five dollars;"

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Tate
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones		—33

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Newton	Van Antwerp
Cooper	Grisham	Reeves	Vann
Davis (Lowndes)	Hall	Roberts	Yarbrough (Autauga)
Davis (Pickens)	James	Robison	Yarbrough (Randolph)
Dyar	Jones		—33

Nays:

—0

The Bill:

S. 310. To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Was taken up.

The Standing Committee on Judiciary reported the following substitute for the bill, to-wit:

COMMITTEE SUBSTITUTE FOR S. B. 310

A BILL TO BE ENTITLED AN ACT

To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 89 of Title 11, Code of Alabama (1940), as amended, is amended further to read as follows:

“Section 89. Clerks of the circuit courts are entitled to the following fees in criminal cases. For each misdemeanor case when the defendant pleads guilty, nine dollars; for each misdemeanor when the defendant pleads not guilty, ten dollars; for each misdemeanor case not prossed or otherwise dismissed, eight dollars; for each felony case when the defendant pleads guilty, twelve dollars; for each felony case when the defendant pleads not guilty, eighteen dollars; for each felony case not prossed or otherwise dismissed, ten dollars; for preparing and certifying appeals to the supreme court or court of appeals, thirty dollars, for each conditional judgment on a forfeiture set aside on payment of costs, six dollars; for each forfeiture case after final judgment, seven dollars.”

Section 2. After its passage and approval this act shall become effective in each county at the expiration of the term of the incumbent circuit clerk and shall apply to or affect cases filed after such date.

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	James
Allen	Davis (Lowndes)	Givhan	Jones
Boutwell	Davis (Pickens)	Goodwin	Lamberth
Bradford	Eddins	Grisham	Leonard
Calvin	Engelhardt	Hall	Little

Metcalf	Roberts	Smith	Vann
Moses	Robison	Tate	Yarbrough (Autauga)
Newton	Shelton	Van Antwerp	Yarbrough (Randolph)
Reeves	Skidmore		—33

Nays: —0

And said bill, as amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays: —0

The Bill:

S. 90. To amend further Section 3 of Act No. 228, S. 21, approved July 31, 1947 (General Acts of Alabama, 1947, p. 92), entitled "An Act to provide additional supernumerary judges for the State, prescribing their duties and powers, fixing their compensation and tenure of office, and making an appropriation to pay their salaries."

Was taken up.

Mr. Flowers offered the following amendment to the bill, to-wit:

Amend the bill, by striking out the words and figures "six thousand dollars (\$6,000.00) per annum," and inserting in lieu thereof the words and figures "five thousand two hundred dollars (\$5,200.00) per annum"

Which was adopted.

Yeas 30; Nays 2.

Yeas:

Messrs.:	Eddins	Leonard	Skidmore
Allen	Engelhardt	Little	Smith
Boutwell	Flowers	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	Jones	Roberts	Yarbrough (Randolph)
Dyar	Lamberth	Robison	—30

Nays: Messrs.: James and Shelton —2

And said bill, as thus amended, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 28; Nays 4.

Yeas:

Messrs.:	Dyar	Jones	Reeves
Allen	Eddins	Lamberth	Roberts
Boutwell	Engelhardt	Leonard	Robison
Bradford	Flowers	Little	Skidmore
Calvin	Goodwin	Metcalf	Smith
Cooper	Grisham	Moses	Van Antwerp
Davis (Lowndes)	Hall	Newton	Vann
Davis (Pickens)			

—28

Nays:

Messrs.:	Shelton	Yarbrough (Autauga)	Yarbrough (Randolph)
James			

—4

The Bill:

H. 29. To validate and confirm certain decrees heretofore rendered in adoption proceedings.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Robison
Allen	Engelhardt	Lamberth	Skidmore
Boutwell	Flowers	Leonard	Smith
Calvin	Givhan	Little	Tate
Cooper	Goodwin	Metcalf	Van Antwerp
Davis (Lowndes)	Grisham	Moses	Vann
Davis (Pickens)	Hall	Newton	Yarbrough (Autauga)
Dyar	James	Roberts	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

H. 200. To amend Act No. 593, approved September 19, 1949, which authorized the county governing body of the several counties to purchase equipment or supplies and pay for services performed for the sheriff reasonably necessary for the suppression of crime, the apprehension of criminals, or the performance of the sheriff's duties.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	

—34

Nays:

—0

The Bill:

H. 135. To amend Section 5, Title 29, Code of Alabama 1940.

Was read a third time at length and passed.

Yeas 31; Nay 1.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Bradford	Flowers	Little	Skidmore
Calvin	Givhan	Metcalf	Smith
Cooper	Goodwin	Moses	Van Antwerp
Davis (Lowndes)	Grisham	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Roberts	Yarbrough (Randolph)

—31

Nay: Mr. Boutwell

—1

The Bill:

H. 44. To authorize the State Oil and Gas Board to establish unit operations of a pool or pools, or any portion or portions or combinations thereof, in a field for the production of oil or gas, or both; to prescribe the method for establishing such unit operations; prescribing the method of adopting and promulgating rules and regulations governing such unit operations, and providing for hearings relative thereto and the promulgation of orders in connection therewith.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Robison
Allen	Engelhardt	Lamberth	Shelton
Boutwell	Flowers	Leonard	Skidmore
Calvin	Givhan	Little	Smith
Cooper	Goodwin	Metcalf	Tate
Davis (Lowndes)	Grisham	Moses	Van Antwerp
Davis (Pickens)	Hall	Newton	Yarbrough (Autauga)
Dyar	James	Reeves	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

S. 125. To make an appropriation for the use and benefit of the Alabama Institute for Deaf and Blind.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Engelhardt	Lamberth	Robison
Allen	Flowers	Leonard	Shelton
Boutwell	Givhan	Little	Skidmore
Calvin	Goodwin	Metcalf	Smith
Cooper	Grisham	Moses	Tate
Davis (Lowndes)	Hall	Newton	Van Antwerp
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Eddins	Jones	Roberts	Yarbrough (Randolph)

—31

Nays:

—0

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Eddins, further consideration of the bill, S. B. 66 and pending substitute, was indefinitely postponed.

REPORT OF COMMITTEE
ON
REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Twenty-eighth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Twenty-eighth Legislative Day was approved by the Senate.

ADJOURNMENT

At 6:05 P. M., on motion of Mr. Davis (Lowndes), the Senate adjourned until Friday, August 16, 1957, at 10 o'clock A. M.

Yeas 16; Nays 15.

Yeas:

Messrs.:	Eddins	James	Robison
Calvin	Engelhardt	Jones	Shelton
Davis (Lowndes)	Givhan	Little	Smith
Davis (Pickens)	Hall	Newton	Tate
Dyar			—16

Nays:

Messrs.:	Goodwin	Metcalf	Skidmore
Allen	Grisham	Moses	Van Antwerp
Cooper	Lamberth	Reeves	Yarbrough (Autauga)
Flowers	Leonard	Roberts	Yarbrough (Randolph)
			—15

TWENTY-NINTH LEGISLATIVE DAY

FRIDAY, AUGUST 16, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by Dr. C. Byrd Harbour, Pastor, Forest Avenue Methodist Church, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 167. For the relief of Murray R. Lollar.

OAKLEY MELTON, JR.,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 44. Making an appropriation for the relief of B. L. Massengale of Uniontown, Alabama.

Also:

S. 56. To authorize the execution of, and to give advance approval to, a compact between the State of Alabama and the State of Mississippi and any contiguous state, for the purpose of promoting the development of a navigable interstate waterway connecting the Tombigbee and the Tennessee Rivers; to establish a joint agency and other offices for the administration of the compact; and to make an appropriation.

Also:

S. 86. To amend further Section 365 of Title 52, Code of Alabama, 1940, which relates to the teachers' retirement system.

Also:

S. 153. Relating to public health; amending further Section 9 of Title 22, Code of Alabama 1940.

Also:

S. 394. To repeal Section 76 of Title 45, Code of Alabama of 1940, and to amend Section 144 of Title 45, Code of Alabama of 1940, as amended.

Also:

S. 395. To amend Act No. 201, Regular Session 1955, with respect to the assignment and placement of pupils in the public schools; to establish and regulate the procedure for hearings by boards of education with respect to the operation of public schools; to authorize the Attorney General to render advice and assistance to local boards of education; to provide that boards of education shall exercise judicial functions with respect to hearings upon the assignment of pupils; to limit the liability of school boards, officials and employees in the exercise of their official responsibilities; to re-enact Act No. 201, Regular Session 1955, in all respects except as amended hereby.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following Senate Bills and Senate Joint Resolution with the original Senate Bills and Senate Joint Resolution, respectively, and finds same correctly enrolled, to-wit:

S. 354. Authorizing the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, to make an annual grant toward the support of any museum of fine arts which may be in existence in the county.

Also:

S. 361. To amend the act approved September 7, 1955, entitled "An Act to create in any county in this State having a population of not less than 225,000 nor more than 500,000, according to the last or any subsequent Federal decennial census, a domestic relations division of the circuit court of such county; defining its jurisdiction and authority; providing it with officers, and prescribing their duties, authority and compensation; regulating its procedure; abolishing the office of judge of the juvenile court in any such counties; and providing that the judge of the domestic relations division of the circuit court shall be ex officio judge of the juvenile court" (Act No. 345, S. 291, 1955 Acts Vol. II, p. 783).

Also:

S. 372. To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Fyffe, in DeKalb County, Alabama.

Also:

S. 377. To amend Section 26 of the act approved August 7, 1947, which created and established a civil service system for the City of Dothan (Act No. 273, S. 292, 1947 Local Acts 196).

Also:

S. 378. To alter, rearrange, extend and fix the boundaries and limits of the City of Andalusia, in the State of Alabama.

Also:

S. 379. Relating to Lowndes County: To authorize and empower the county board of education of Lowndes County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws.

Also:

S. 393. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Also:

S. J. R. 70. Relating to a revision and codification of the insurance laws of Alabama and establishing a joint legislative committee on preparation of an insurance code.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

INTRODUCTION OF BILLS

Upon a call of district bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Allen:

S. 505. To amend further Section 198 of Title 17, Code of Alabama (1940), which provides for the compensation of election officials.

Committee on Finance and Taxation.

By Mr. Allen:

S. 506. To amend further Section 25 of Title 36, Code of Alabama (1940), which relates to the stopping of motor vehicles on highways.

Committee on Judiciary.

By Mr. Skidmore:

S. 507. To regulate the acquisition and disposition of supplies, materials, and equipment for each county in this State having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand according to the last or any subsequent federal decennial census; to establish a central purchasing system for such counties; and to authorize and direct the court of county commissioners, board of revenue or like governing body of any such counties to designate a county purchasing agent.

Committee on Local Legislation.

By Mr. Skidmore:

S. 508. To amend Section 4 of Act No. 85 adopted at the 1955 Regular Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under

the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

Committee on Constitution and
Constitutional Revision and Amendments.

By Mr. Skidmore:

S. 509. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

Committee on Constitution and
Constitutional Revision and Amendments.

The above bill was read a first time at length as required by the Constitution.

By Messrs. Davis (Pickens), Robison and Hall:

S. 510. Relating to civil remedies and procedure; providing that in any civil action proof that an alleged act of a party or parties was committed by or through an agent, servant or employee of such party or parties shall be sufficient proof of the allegation, but giving such party or parties the right to plead the statute of limitations applicable to the case made by the evidence offered.

Committee on Judiciary.

By Mr. Robison:

S. 511. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee; and to make an appropriation.

Committee on Finance and Taxation.

By Mr. Flowers:

S. 512. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

Committee on Finance and Taxation.

By Mr. Robison:

S. 513. Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Committee on Local Legislation.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills and Joint Resolution, your signature thereto is requested.

H. 454. To amend Section 266 of Title 26, Code of Alabama 1940, as amended, the same relating to employers' records of injuries under the workmen's compensation law and reports to the department of industrial relations.

Also:

H. 455. To amend Section 299 of Title 26, Code of Alabama 1940, as amended, the same relating to lump sum payments of benefits under the workmen's compensation law.

Also:

H. 456. To amend Section 285 of Title 26, Code of Alabama 1940, as amended, the same relating to the expenses of burial under the workmen's compensation law.

Also:

H. 457. To amend Section 279 of Title 26, Code of Alabama 1940, as amended, the same relating to the schedule of compensation under the workmen's compensation law.

Also:

H. 458. To amend Section 283 of Title 26, Code of Alabama 1940, as amended, the same relating to death compensation under the workmen's compensation law.

Also:

H. 459. To amend Section 287 of Title 26, Code of Alabama 1940, as amended, the same relating to the order in which total dependents take compensation under the workmen's compensation law.

Also:

H. 460. To amend Section 289 of Title 26, Code of Alabama 1940, as amended, the same relating to the limitations on compensation under the workmen's compensation law.

Also:

H. 461. To amend Section 293 of Title 26, Code of Alabama 1940, as amended, the same relating to medical, surgical and hospital service under the workmen's compensation law.

Also:

H. 462. To amend Section 304 of Title 26 of the 1940 Code of Alabama to provide that the trial of cases arising under the Workmen's Compensation Act shall be governed by the same rules and statutes as govern the trial of civil cases between the same parties.

Also:

H. 720. To appropriate out of any funds in the State Treasury to the credit of the general fund, not otherwise appropriated, the sum of \$150,000 to the Department of Conservation to be used only for the purchase of lands to be made a part of the Horseshoe Bend National Military Park; and to provide for the lease, sale, swap, exchange, transfer, or otherwise dispose of such lands, including the right to convey same without consideration to the United States of America.

Also:

H. 761. To repeal Act No. 600 approved August 6, 1907 relating to the celebration of the Battle of Horseshoe Bend in 1814; and to provide for the disposition of any property conveyed to such commission during its existence.

Also:

H. 167. For the relief of Murray R. Lollar.

Also:

H. 463. To amend Section 221 of Title 26, Code of Alabama 1940, the same relating to court appeals in unemployment compensation cases.

Also:

H. 464. To amend Section 204 of Title 26, Code of Alabama 1940, as amended, the same pertaining to experience rating under the Unemployment Compensation Law.

Also:

H. 465. To amend Section 207 of Title 26, Code of Alabama 1940, as amended, the same relating to weekly unemployment benefit amounts.

Also:

H. 466. To amend Section 216 of Title 26, Code of Alabama 1940, as amended, the same pertaining to Determinations under the Alabama Unemployment Compensation Law.

Also:

H. 467. To repeal Section 210 of Title 26, Code of Alabama 1940, the same relating to seasonal employment under the Alabama Unemployment Compensation Law.

Also:

H. 468. To amend Sections 197, as amended, 199, and 248, as amended, of Title 26, Code of Alabama 1940, the same dealing respectively with the Unemployment Compensation Trust Fund, withdrawals from the Unemployment Compensation Trust Fund and the Employment Security Administration Fund, all pertaining to the Unemployment Compensation Law.

Also:

H. 469. To amend Section 202 of Title 26, Code of Alabama 1940, as amended, the same relating to contributions by employees under the Alabama Unemployment Compensation Law.

Also:

H. 29. To validate and confirm certain decrees heretofore rendered in adoption proceedings.

Also:

H. 44. To authorize the State Oil and Gas Board to establish unit operations of a pool or pools, or any portion or portions or combinations thereof, in a field for the production of oil or gas, or both; to prescribe the method for establishing such unit operations; prescribing the method of adopting and promulgating rules and regulations governing such unit operations, and providing for hearings relative thereto and the promulgation of orders in connection therewith.

Also:

H. 200. To amend Act No. 593, approved September 19, 1949, which authorized the county governing body of the several counties to purchase equipment or supplies and pay for services performed for the sheriff reasonably necessary for the suppression of crime, the apprehension of criminals, or the performance of the sheriff's duties.

Also:

H. J. R. 86. Relative to the death of Mrs. C. C. Boyd, mother-in-law of Representative Cephus Holliman and extending sympathy to the members of her family.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolution; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. Stokes, Taylor, Killough, Brannan, Bassett, Boyd, Love and Summerlin:

H. 660. To further promote the agricultural interests of the State by providing for the acquisition, establishment, equipment, operation, and maintenance of state farmers' markets; and to define the duties, powers, and authority of the State Board of Agriculture and Industries and the Commissioner of Agriculture and Industries in relation to such markets.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 660—To the Committee on Agriculture

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. Brown (Lee) and Davis:

H. 917. To make it unlawful for a retail dealer in liquid motor fuels to post or advertise the price of gasoline or any other liquid motor fuel unless the fractional cents in such price appear in the advertisement in figures at least half as large as the whole cents in such price; and to prescribe a penalty for violation of this Act.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 917—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 337. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Ashworth:

H. 889. To amend Section 12, Title 12, Code of Alabama 1940, as amended by Act No. 344, General Acts 1945, page 560.

Also:

By Messrs. Pirkle, Davis, Merrill, Hanby, Hawkins, Brown (Lamar), Branyon and Dement:

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 889—To the Committee on Judiciary

H. B. 653—To the Committee on Agriculture

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Roberts, Nettles, Harvey, Davis, Tyson, Huddleston, Brown (Lamar), Branyon, Oden, Speaks, Law, Fite, Edwards (Escambia), Steagall, Stenbridge, Martin, Dement, deGraffenried, Money and Reynolds:

H. 336. To provide for the organization by the officers of the organized militia of a state association of such officers and to prescribe the powers and duties of such association.

Also:

By Messrs. Brown (Lamar), Branyon, Oden, Speaks, Law, Fite, Edwards (Escambia), Steagall, Stenbridge, Martin, Dement, deGraffenried, Money, Reynolds, Harvey, Roberts, Davis, Tyson and Huddleston:

H. 337. Relating to the composition of the militia of the State.

Also:

By Messrs. Tyson, Murphy and Simon:

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

Also:

By Messrs. Tyson, Simon and Murphy:

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 336 and 337—To the Committee on Military

H. B.'s 593 and 516—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Roberts, deGraffenried, Dement, Lee (Barbour), Brewer, Goodwyn, Merrill, Ward, Ashworth, Albea, Hain, Hanby, Steagall, Stenbridge, Rodgers, Hare, Gilchrist, Harrison, Lee (Lawrence), Gregory, Gist, Callahan, Speaks, Money, Nice, Haltom, Reynolds, Burkhalter, Broadfoot, Jenkins, McNider, Bassett, Pirkle, Hunt, Ferrell, Martin, Summerlin, Johnson (Elmore), Kelly, Vacca, Selman, Shumate, Oden, Hawkins, Grouby and Brown (Lee):

H. 920. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing the issuance for school building purposes of not exceeding \$110,000,000 principal amount of general obligation bonds of the State of Alabama, additionally secured by a pledge of certain state taxes.

Also:

By Messrs. Roberts, deGraffenried, Dement, Lee (Barbour), Brewer, Goodwyn, Merrill, Ward, Ashworth, Albea, Hain, Pirkle, Steagall, Stembridge, Rodgers, Hare, Gilchrist, Harrison, Lee (Lawrence), Gregory, Gist, Hanby, Callahan, Speaks, Money, Nice, Haltom, Reynolds, Burkhalter, Broadfoot, Jenkins, McNider, Bassett, Hunt, Ferrell, Summerlin, Johnson (Elmore), Kelly, Martin, Vacca, Selman, Shumate, Oden, Hawkins, Grouby and Brown (Lee):

H. 921. To authorize the issuance of not exceeding \$110,000,000 principal amount of general obligation bonds of the State of Alabama, additionally secured by a pledge of certain state taxes, for the purpose of financing the construction, improvement and equipment of school and college buildings, and acquiring sites therefor; to specify the effect of such pledge; to create a sinking fund for payment of said bonds; to exempt said bonds and the interest thereon from taxation; and to make provision for the terms, specifications, execution, sale and issuance of said bonds and disposition of the proceeds thereof.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 920—To the Committee on Constitution and Constitutional Revision and Amendments

(The above bill was read at length as required by the Constitution.)

H. B. 921—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Hodges, Hare, Gilmer, Gist, Jenkins, Cox, Ferrell, Lee (Lawrence), Speaks, Stokes, Vacca, Grouby, Hanby, Lee (Barbour), Thomas, Merrill, Branyon, Harrison, Hawkins, Hain, Harvey, DeSear, Hardy, Steagall, Windle, Stembridge, Albea, Johnson (Tallapoosa), Hall, Oden, Dement, Nettles, McKay and McLendon:

H. 150. To provide for a refund of a portion of the state tax paid on gasoline which is used in propelling or operating tractors used exclusively for agricultural purposes, or which is used in operating auxiliary engines attached to and made a part of certain farm machinery; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949 (Acts of Alabama, 1949, p. 469).

Also:

By Messrs. Hawkins, Hanby, Nolen, Goodwyn, Solomon, Lackey, Money, Nettles, Bradford, McNider, Broadfoot, Tyson, Davis, Albea, Merrill and Thomas:

H. 899. To provide appropriations of funds which are available to the Division of Employment Security of the Alabama Department of Industrial Relations out of funds credited to this State's account in the Unemployment Trust Fund by the Secretary of the Treasury of the United States of America pursuant to section 903 of the Social Security Act, as amended, for the payment of expenses incurred by said Department for the administration of the State Unemployment Compensation Law and public employment offices during the Federal fiscal years July 1, 1957 through June 30, 1958, and July 1, 1958 through June 30, 1959.

Also:

By Messrs. Dawkins, Roberts, deGraffenried, Callahan, Ashworth, McNider, Grouby, Ward, Jenkins, Boyd, Hanby, Thomas, Fite, Steagall, Hawkins, Kendall, Goodwyn, Brewer, Brown (Lee), Haltom, Merrill, Lee (Barbour), Albea, Gilmer, Hain, Hodges, Speaks, Harrison, Pruitt, Locke (Perry), DeSear, Money, Gilchrist, Perry and Nice:

H. 977. To make additional annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 150, 899, and 977—To the Committee on Finance and Taxation

RECESS

At 12:10 P. M., on motion of Mr. Cooper, the Senate took a recess until 1:30 P. M. this afternoon.

Yeas 19; Nays 14.

Yeas:

Messrs.:	Davis (Lowndes)	Hall	Robison
Boutwell	Davis (Pickens)	James	Shelton
Bradford	Eddins	Little	Tate
Calvin	Engelhardt	Newton	Van Antwerp
Cooper	Givhan	Reeves	Yarbrough (Autauga)

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Nays:

Messrs.:	Flowers	Leonard	Skidmore
Allen	Goodwin	Metcalfe	Smith
Cantrell	Grisham	Moses	Yarbrough (Randolph)
Dyar	Lamberth	Roberts	

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AFTERNOON SESSION
 TWENTY-NINTH LEGISLATIVE DAY
 FRIDAY, AUGUST 16, 1957

The Senate reassembled at 1:30 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

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MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following bill:

By Mr. Huddleston:

H. 48. To define, regulate and license barbers, barber apprentices and barber shops, barber colleges and like businesses, to create a State Board of Barber Examiners, define their powers and duties, fix their compensation, fix and prescribe license fees for barbers, barber apprentices, barber shops, barber colleges and like businesses, to eliminate the operation of this act in certain counties, to prescribe penalties and punishment for the violation of this act.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 48—To the Committee on Public Health

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Johnson (Tallapoosa):

H. 866. To make an appropriation for the relief of Calvin McNelley.

Also:

By Mr. Johnson (Tallapoosa):

H. 672. Providing for the filling in of certain abandoned wells; authorizing the State Board of Corrections and the governing bodies of the counties to engage in such work.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 866. To the Committee on Finance and Taxation

H. B. 672—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Hanby:

H. J. R. 91. Resolved by the House, the Senate concurring, That the bill, H. B. 44, which has passed both houses, be known and designated as "The Hanby, Oden, Wood, Locke (Choctaw), Metcalf, Eddins and Van Antwerp Bill."

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 91, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

I have been directed by the House to request the Senate to return to the House for further consideration the bill:

H. 1000. To alter, re-arrange and extend the boundaries of the City of Ozark in Dale County and exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Metcalf, the Senate acceded to the request of the House for the return thereto of the bill, H. B. 1000, the title of which is set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Jenkins:

H. J. R. 89. Be it resolved by the House, the Senate concurring, that H. B. 720 and H. B. 751 which have passed both Houses be named the Lamberth, Adams (Tallapoosa) and Johnson (Tallapoosa) Acts.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Metcalf, the Rules were suspended and the Resolution, H. J. R. 89, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Brown (Lamar), Stembridge, Steagall, Hain and Branyon:

H. J. R. 88. WHEREAS, Alvin J. Bender, affectionately known as Governor Bender has willingly offered his services to each member of the Legislature from time to time during this session, and

WHEREAS his friendly attitude, pleasing personality and co-operative spirit has been appreciated by the House and Senate,

Now therefore, Be it resolved by the House of Representatives, the Senate concurring, That the Legislature does hereby express its appreciation and offer its congratulations to Governor Bender for a good job well done.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended, and the Resolution, H. J. R. 88, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

RESOLUTIONS

Mr. Boutwell offered the following Senate Joint Resolution, to-wit:

S. J. R. 80. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, that we thank The Honorable F. L. (Hello) Ferrell, Representative from DeKalb, and The Honorable M. H. Moses, Senator from the Twenty-ninth District, for the delightful courtesy extended the Legislature, clerks and friends when these gentlemen were cordial hosts at a social event which was truly "the biggest watermelon cutting ever" at the Coliseum on Thursday evening, August 15, when guests were afforded an opportunity to partake of some of the best watermelons ever grown from a section of our State that has long been noted for its superb melons.

On motion of Mr. Boutwell, the Rules were suspended and the resolution adopted by the Senate.

Mr. Metcalf offered the following Senate Joint Resolution, to-wit:

S. J. R. 81. RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That the two houses shall convene in the House Chamber at 11:30 on Tuesday, August 27, for the purpose of hearing an address by the Honorable J. P. Coleman, Governor of Mississippi.

On motion of Mr. Metcalf, the Rules were suspended and the resolution adopted by the Senate.

REPORTS OF COMMITTEES

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Tate:

S. 286. To declare certain plants and weeds noxious; to make it unlawful to import or transport such noxious plants or weeds into this State; and to prescribe penalties for violations of this Act.

By Messrs. Calvin and Smith:

S. 311. To regulate the sale, exchange, or other disposal of surplus, obsolete, useless, or unnecessary property belonging to, or in the custody of, any state department, division, institution, or agency; and to prescribe a penalty for violation of the Act.

By Messrs. Skidmore and Grisham:

S. 317. To require electric marker warning lights on the rear of all common carrier railroad trains; to require adequate electrical lighting within cabooses for clerical work; to authorize the public service commission to promulgate rules and regulations concerning same. To provide a penalty for the violation of this Act; to provide an effective date; to repeal conflicting laws; and for other purposes.

By Mr. Roberts:

S. 352. To regulate the sale of brake fluid by requiring registration of the product with the Commissioner of Agriculture and Industries; prescribing the registration fees and requiring a permit authorizing the sale of brake fluid; prohibiting the sale of inferior brake fluids and to authorize the adoption of standards and specifications governing the sale of brake fluids; to prescribe the penalty for violations and prescribing other administration and enforcement procedures.

By Messrs. Moses, Skidmore and Robison:

S. 364. Relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employes; providing for the extension of necessary time in which to equip said cars; and penalizing those carriers who operate or furnish for operation such unequipped cars to their employes for transportation to or from their place or places of labor.

By Mr. Skidmore:

S. 430. To amend further Section 253, Title 45, Code of Alabama (1940), so as to provide that the longest term of imprisonment to which a prisoner is sentenced, when sentences are imposed to run concurrently, shall be considered as the prisoner's term of imprisonment for the purpose of computing good conduct deductions.

By Mr. Skidmore:

S. 431. To amend further Section 32, Title 45, Code of Alabama (1940), so as to authorize the imposition of concurrent sentences.

By Mr. Smith:

S. 443. To amend further Section 31, Title 13, Code of Alabama 1940, as amended, which relates to supernumerary judges.

By Messrs. Boutwell, Robison, Van Antwerp, Reeves and Vann:

S. 466. To amend Section 136, Title 45, Code of Alabama (1940), which relates to the duty of the Sheriff or Jailer with regard to receiving into his custody any person committed under criminal charge or offense against the United States.

By Mr. Cooper:

S. 470. Authorizing the utilization of convicts to work upon, clean and restore certain neglected cemeteries or graveyards in Wilcox County, and providing for the guarding, safe-keeping and maintenance of convicts when employed in such work.

By Messrs. Davis (Pickens), Smith, Hall, Roberts, Grisham, Newton, Allen, Metcalf, Lamberth, Skidmore, Robison, Calvin and Jones:

S. 501. Relating to civil remedies and procedure: to authorize the joining of the agent, servant or employee as a defendant with the principal or master in certain civil actions; and to prescribe the time of bringing such actions and to prescribe and regulate the procedure in such actions.

By Mr. Martin:

H. 73. To provide for a uniform procedure with respect to the issuance and handling of executions for the collection of any and all taxes by the Department of Revenue; to repeal every provision of law requiring the Sheriff to file a copy of an execution issued by the Department of Revenue with either the Probate Judge or with the Clerk of the Circuit Court of his County; to repeal all laws or parts of laws in conflict with the provisions of this Act; and to provide for the effective date of this Act.

By Messrs. Nice, Adams (Jefferson), Vacca and Thomas:

H. 262. To amend further Section 42 of Title 22, Code of Alabama (1940), which relates to certified copies of certain records.

By Messrs. Perry and Nice:

H. 344. To amend Sections 232, 238, 242, 243 and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

By Messrs. Perry and Nice:

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

By Messrs. Perry and Nice:

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed in this Act.

By Messrs. Perry and Nice:

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

By Messrs. Pirkle, Hawkins and Money:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any tractor, scraper, machinery or like roadbuilding equipment of any kind, or part therefor, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

By Messrs. Hawkins, Pirkle and Money:

H. 503. To provide for the recordation of certain conditional sales contracts covering road construction machinery and equipment.

By Mr. Hare:

H. 535. To make it unlawful for any person to demand, solicit, or receive, either directly or indirectly, for himself or for any other person, any money, service, or other valuable consideration, for or on ac-

count of any appointment to, or the retention of any person in, any office or position of employment in the public service of this State or any political subdivision thereof; and to prescribe penalties for violations of the Act.

By Messrs. McClendon and Hunt:

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation.

By Messrs. Harrison et al:

H. 613. To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

By Messrs. Harrison et al:

H. 614. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

By Messrs. deGraffenried et al:

H. 620. To amend Section 7 of Act No. 43 adopted at the First Special Session of 1955 of the Legislature of Alabama so as to clarify the provisions of said act and so as to eliminate certain provisions of said act respecting the priority of pledges that may hereafter be made for the benefit of refunding bonds issued thereunder.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Twenty-ninth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Twenty-ninth Legislative Day was approved by the Senate.

ADJOURNMENT

At 3:00 P. M., on motion of Mr. Davis (Pickens), the Senate adjourned until Tuesday, August 20, 1957 at 12 o'clock Noon.

Yeas 17; Nays 14.

Yeas:

Messrs.:	Davis (Pickens)	James	Sheiton
Bradford	Eddins	Jones	Tate
Calvin	Engelhardt	Little	Van Antwerp
Cooper	Givhan	Robison	Yarbrough (Autauga)
Davis (Lowndes)	Hall		—17

Nays:

Messrs.:	Dyar	Moses	Smith
Allen	Flowers	Reeves	Vann
Boutwell	Lamberth	Roberts	Yarbrough (Randolph)
Cantrell	Metcalf	Skidmore	—14

PAIRED VOTE ANNOUNCED

Mr. Grisham announced that he was paired with Mr. Newton on this vote. Mr. Newton, if present, would vote "Yea," and he, Mr. Grisham, would vote "Nay."

THIRTIETH LEGISLATIVE DAY

TUESDAY, AUGUST 20, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by the Reverend Henry L. Lyon, III, Pastor, Pike Road Baptist Church.

ROLL CALL

Present:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Tate
Cooper	Grisham	Newton	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth		—33

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

Yeas 17; Nays 12.

Yeas:

Messrs.:	Flowers	Moses	Skidmore
Allen	Goodwin	Reeves	Vann
Boutwell	Grisham	Roberts	Yarbrough (Autauga)
Calvin	Lamberth	Shelton	Yarbrough (Randolph)
Dyar	Metcalf		—17

Nays:

Messrs.:	Eddins	Hall	Robison
Cooper	Engelhardt	Little	Tate
Davis (Lowndes)	Givhan	Newton	Van Antwerp
Davis (Pickens)			—12

BILL ON THIRD READING

The Bill:

H. 913. To fix the salary of the Judge of the Juvenile and Domestic Relations Court of any County in this State having a population of 400,000 or more according to the last or any subsequent decennial Federal census.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Goodwin	Tate
Allen	Dyar	Lamberth	Van Antwerp
Boutwell	Eddins	Leonard	Vann
Calvin	Engelhardt	Little	Yarbrough (Autauga)
Cooper	Flowers	Metcalf	Yarbrough (Randolph)
Davis (Lowndes)	Givhan		—21

Nays:

—0

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 337. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million five hundred thousand dollars in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the University of Alabama Medical Center in Birmingham.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Yarbrough (Randolph):

S. 514. To fix the compensation of the State Superintendent of Education.

Committee on Finance and Taxation.

By Mr. Yarbrough (Randolph):

S. 515. To provide for the establishment, maintenance, and operation of a first-aid station in the capitol building.

Committee on Finance and Taxation.

By Mr. Goodwin:

S. 516. For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

AN ACT

For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

Be It Enacted by the Legislature of Alabama:

Section One—That immediately upon passage of this act, the Court of County Commissioners of Butler County, Alabama, is authorized and directed to issue its warrant on the County Depository of said county in favor of George F. Winter in the sum of Eighty-Nine Dollars (\$89.00), which shall be paid out of any funds in said County Depository not otherwise appropriated, for the purpose of compensating the said George F. Winter for damage to his automobile caused by the said automobile being struck by a bridge timber on a defective bridge on a public road in Butler County, Alabama.

Section Two—That this Act shall become effective upon its passage and approval by the Governor or its otherwise becoming a law.

42c4

STATE OF ALABAMA BUTLER COUNTY

Personally appeared before me, Pauline B. Fulton, a Notary Public in and for said State and County, J. G. Stanley, who being by me first duly sworn doth depose and say that he is one of the Editors of The Greenville Advocate, a weekly newspaper published in the City of Greenville, Butler County, Alabama, and that the attached legal notice was published in said The Greenville Advocate for 4 successive weeks, said notice having been published in the issues of July 18, July 25, Aug. 1 and Aug. 8, 1957, being numbers 42, 43, 44 and 45, respectively of Volume 92.

J. G. STANLEY,

Sworn to and subscribed before me, this 12th day of Aug., 1957.

PAULINE B. FULTON,
Notary Public.

By Mr. Metcalf:

S. 517. Relating to Geneva County; providing further for the regulation of public utilities using county property.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA GENEVA COUNTY

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama and application for passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Geneva County; providing further for the regulation of public utilities using county property.

Be It Enacted by the Legislature of Alabama:

Section 1. No person, firm, association or corporation shall construct or operate, re-construct, relocate or remove any telephone or telegraph line, electric light or power line, or other public utility facility, along or across, on or from the public roads and bridges or public building and grounds of Geneva County, except by contract or agreement with the court of county commissioners, board of revenue, or like governing body of the county; and no public funds of said county shall ever be used for any such purpose without the consent of said governing body.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

42-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF GENEVA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Joel P. Smith, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Geneva County Reaper, a newspaper of general circulation published in Geneva County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, August 1, August 8, and August 15, all in the year 1957.

JOEL P. SMITH.

Sworn to and subscribed before me August 19, 1957.

VIDERA HENDRIX,
Notary Public.

By Mr. Vann:

S. 518. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court, to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill to create and establish an inferior court in Madison County will be introduced in the Legislature of Alabama, the substance of which is set out below, and application for its passage and enactment will be made.

By the terms of said bill the court will be designated the Madison County Court, and vested with final jurisdiction of all misdemeanors committed in Madison County of which justices of the peace would have jurisdiction under the general law (including traffic law violations), preliminary jurisdiction of felonies committed in the county, jurisdiction of bastardy and peace proceedings, original and exclusive jurisdiction in juvenile and non-support cases arising in said county under Title 13, Code of Alabama 1940, and jurisdiction in all civil cases at law when the matter or sum in controversy does not exceed two hundred fifty dollars. This court will not be a court of record, and shall not conduct jury trials, however, procedure will be prescribed for the transfer of cases in which a jury is demanded to the circuit court and for the trial of such cases in the circuit court by a jury. The bill will revoke the jurisdiction of justices of the peace and notaries public ex officio justices of the peace in criminal and quasi-criminal cases; will authorize transfers of any cases pending in courts of justices of the peace or in the Inferior Court of Huntsville to the court to be established.

The bill will provide officers for the court, provide for their appointment or election, prescribe their compensation, terms of office, qualifications, powers, authority and duties. The bill will forbid the practice of law in any of the courts of this state or the United States by the judge of the court thereby established, and will provide for the removal of the judge for the same causes and in the same manner that circuit judges may be removed. It will also provide for the appointment and compensation of a special judge in case of the absence of the judge, and will require bonds for the faithful performance of their duties of such officers of the court as should be bonded.

The bill will prescribe rules and regulations to govern procedure for trials in the court and the issuance and service of processes of the court and will prescribe the costs and fees to be charged and collected in such court, including a trial or docket fee to be taxed and collected in cases docketed in such court, and will provide for the collection and disbursement of such fees and costs. It will also prescribe the effect of judges of the court and provide for executions thereunder, and it will authorize the payment or delivery of money or property due a minor and paid or delivered into the court, pursuant to a judgment of such court in a suit brought for such minor by his next friend, to the next friend for the use and benefit of the minor.

The bill will provide that for any indictable offense in the county warrants returnable to said court may be issued by justices of the peace.

The county governing body of Madison County will be, by the terms of the bill, directed to provide offices and other necessary accommodations for the court and to provide the stationery, office equipment and all other articles and supplies reasonably necessary for the efficient functioning of the court.

STATE OF ALABAMA
MADISON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, 26, August 2 and 9, 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

By Mr. Vann:

S. 519. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215), as amended, is amended further to read as follows:

"Section 15. The judge of said court shall receive a salary of one dollar (\$1.00) per annum, payable by warrant drawn upon the county treasury of Madison County by the chairman of the Board of County

Commissioners of said county. The clerk shall receive as compensation one dollar (\$1.00) per annum, to be paid out of the county treasury of Madison County on certificate issued to the clerk by the judge of said court and presented to the chairman of the Board of County Commissioners of said county, who shall thereupon issue a warrant in favor of said clerk upon the county treasury of said county."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
MADISON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, 12, and 19, all in the year 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

By Mr. Vann:

S. 520. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

Be It Enacted by the Legislature:

Section 1. Sections 1 and 2 of an act approved August 5, 1953, providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354) are hereby amended to read as follows:

"Section 1. There is hereby created a fund to be designated the 'Solicitor's Fund,' which fund shall be at the disposal of the Circuit Solicitor of the Circuit Court of Madison County, Alabama, and shall be drawn upon by him in the manner hereinafter provided and expended by him for the enforcement of the law in Madison County, Alabama. The term 'for the enforcement of the law,' as used herein, shall be liberally construed; and expenditures from said fund may be made for the purchase of lawbooks and legal periodicals for the use of the solicitor and other officers of the circuit court, as well as for the other purposes relating to the enforcement of the law by the circuit solicitor.

"Section 2. Said fund shall be deposited in any bank in Madison County, Alabama, which shall be an approved depository for the public funds of said County, as hereinafter provided, and shall be payable upon the order of the Circuit Solicitor of the Circuit Court of Madison County by check signed by him as such officer. Such funds shall be subject to periodic audit by the Department of Examiners of Public Accounts in the same manner that other public funds are audited by said department, but the books and records pertaining to such fund shall not be subject to public inspection except on order of one of the judges of the circuit court of Madison County."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA MADISON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, 12, and 19, all in the year 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

By Mr. Vann:

S. 521. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA MADISON COUNTY

Notice is hereby given that at the 1957 regular session of the Legislature of Alabama, a bill, substantially as follows, will be introduced and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Huntsville, Madison County, Alabama, be, and the same are altered or rearranged so as to include within the corporate limits of said City of Huntsville all territory now within such limits of said City of Huntsville all territory now within such corporate limits and also certain other territory in Madison County, Alabama, contiguous thereto such said other certain territory is more particularly described as being all of the territory lying within the County of Madison, State of Alabama, included and embraced within the boundaries herein set out, to-wit:

Beginning at a point which is on the north line of said Section 9 and N88 degrees 54' 58" W, 2100 feet from a spike in the center of the Huntsville-Madison Road and Jordan Lane, said spike being at the northeast corner of said Section 9, and being the northeast corner of Redstone Arsenal Reservation, thence S01 degrees 56' 28" W for a distance of 720.01 feet; thence N88 degrees 54' 58" W and parallel to the north boundary of said reservation for a distance of 1320.0 feet; thence N01 degrees 56' 28" E for a distance of 720.01 feet; thence S88 degrees 54' 58" E and along the north boundary of said reservation for a distance of 1320.0 feet to the point of beginning, containing 21.8 acres more or less.

Section 2. That all laws and parts of laws, both general, special and local, in conflict with this Act be, and the same are hereby repealed.

Section 3. This Act shall go into effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
MADISON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 1, 8, 15, and 22, all in the year 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

By Mr. Vann:

S. 522. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Madison County is hereby authorized to expend the moneys accruing to the Highway and Traffic Control Fund of the county for the following purposes, but for such purposes only; Cost of construction, reconstruction, maintenance and repair of public highways and bridges, costs of highway right-of-ways, payment of highway obligations, the cost of traffic regulation, and the expense of enforcing state traffic and motor vehicle laws.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
MADISON COUNTY

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, 26, August 2 and 9, 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

By Mr. Vann:

S. 523. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board

of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said county; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act to regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provision of this act."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 13 of Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act," is amended to read as follows:

"Section 13. Every applicant for a certificate of registration shall apply to the County Board of Barber Examiners upon blanks provided by the County Board of Barber Examiners for that purpose and each application shall be accompanied by the payment of a fee of thirty dollars (\$30) to be paid to the County Board of Barber Examiners to cover the cost of the examination. If, after the examination, the Board finds the applicant to be qualified to practice barbering, or serve as an apprentice, as the case may be, the Board, shall upon the payment of five dollars (\$5) by the applicant, issue to the applicant a certificate of registration authorizing him to practice barbering, or serve as an apprentice, in the County of Madison and said certificate shall remain in effect until the thirty-first day of December of the year in which it is issued. Said certificate of registration shall be renewed on the first day of January of each succeeding year by the Board upon the payment by the holder of such certificate of a fee of five dollars (\$5),

and the filing with the Board of a certificate of health, which shall be dated not more than ten days prior to the application for said renewal certificate."

Section 2. Section 14 of said Act No. 466, H. 928, approved September 15, 1939, is amended to read as follows:

"Section 14. The County Board of Barber Examiners shall be appointed by the Board of County Commissioners of Madison County, Alabama, and shall consist of four members, three of whom shall be practicing barbers who shall have been engaged in such practice for a period of not less than ten years, three years of which shall have been in the County of Madison. The fourth member of said Board shall be the County Health Officer, who shall be ex-officio chairman of said Board. Each of said three barber members of said Board shall serve for a period of three years and until his successor has been appointed and qualified, except, however, that the first appointments to be made hereunder shall be made as follows: One barber member for a term of three years; one barber member for a term of two years; and one barber member for a term of one year. The members of said Board shall be appointed by the Board of County Commissioners of Madison County within thirty days subsequent to the taking effect of this Act, and shall be entitled to a certificate of appointment signed by members of the Board of County Commissioners of Madison County, Alabama. Each barber member of the Board of Barber Examiners shall receive as compensation for his services such an amount, not to exceed twenty dollars (\$20) per day, as may be fixed by the Board of County Commissioners of Madison County, for not to exceed two days per month; and the compensation of the members and the other expenses of the Board made in the execution and carrying out of this Act shall be paid out of the county treasury, as herein provided, except that at no time shall the expenses of the Board be greater than the amount paid into the county treasury by said County Board of Barber Examiners. All fees and charges collected by the County Board of Barber Examiners under the provisions of this Act shall be paid into the county treasury and shall constitute a separate fund to be disbursed by the governing body of the county on order of the Board of Barber Examiners with the approval of the chairman of the Board of County Commissioners. And all moneys remaining in said separate fund at the end of the fiscal year not expended as herein provided shall become a part of the general fund of the county. The Board shall elect a president and a secretary-treasurer. Not less than two members of the Board shall meet upon call of the president to examine applicants for certificates of registration and pass upon their qualifications to practice barbering. The Health Officer of Madison County shall be responsible for the enforcement of the sanitary provisions of this Act, and shall make sanitary inspections of all barber shops at least once a month, and at any time that he may be called upon to do so by a majority of the members of the County Board of Barber Examiners. All inspections shall be made during regular business hours of the barber shops. The County Board of Barber Examiners shall be charged and held responsible for the enforcement of this Act."

Section 3. Section 18 of said Act No. 466, H. 928, approved September 15, 1939, is amended to read as follows:

"Section 18. Any person guilty of a violation of any of the provisions of this Act, shall be punished by a fine of not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100) for the first offense, and upon being convicted of a second violation of any of the provisions of this Act, such person shall be subject to the penalties as heretofore prescribed, and in addition thereto—the certificate of registration shall be revoked by the County Board of Barber Examiners. Such order of revocation shall be supplied to the violator and to the

County Health Officer, and it shall be unlawful for such person to further practice barbering in the County of Madison. Each day a violation of the provisions of this Act continues shall constitute a separate offense."

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 12, 19, 26, Aug. 2, 1957.

STATE OF ALABAMA MADISON COUNTY

Before me, the undersigned authority in and for said County, in said State, this day personally appeared W. C. Lewis, who, being by me first sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12, 19, 26, and August 2, 1957.

W. C. LEWIS,
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

RECESS

At 12:45 P. M., on motion of Mr. Newton, the Senate took a recess until 2:30 P. M. this afternoon.

Yeas 17; Nays 14.

Yeas:

Messrs.:	Eddins	Jones	Robison
Boutwell	Engelhardt	Little	Shelton
Cooper	Givhan	Newton	Tate
Davis (Lowndes)	Hall	Reeves	Van Antwerp
Davis (Pickens)	James		

—17

Nays:

Messrs.:	Goodwin	Metcalf	Smith
Allen	Grisham	Moses	Yarbrough (Autauga)
Dyar	Lamberth	Roberts	Yarbrough (Randolph)
Flowers	Leonard	Skidmore	

—14

AFTERNOON SESSION

THIRTIETH LEGISLATIVE DAY

TUESDAY, AUGUST 20, 1957

The Senate reassembled at 2:30 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones	Robison	—34

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Reeves:

S. 524. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

Committee on Local Legislation.

By Mr. Smith:

S. 525. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

The above bill was read a first time at length as required by the Constitution.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF RUSSELL

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is proposed, and shall become valid as a part of the Constitution when approved by a majority of the qualified electors voting thereon and upon proclamation by the Governor:

Proposed amendment:

"In addition to all taxes now or hereafter authorized by the Constitution and laws of Alabama, Russell County shall have the power to levy and collect a special county-wide school tax of eight mills on each dollar's worth of taxable property in Russell County, the proceeds of which shall be used exclusively for public school purposes; provided that such tax and the purpose or purposes thereof, and the time such tax is proposed to be continued, shall have been first submitted to the vote of the qualified electors of the county and voted for by a majority of those voting at such election. The special tax provided for herein may be renewed from time to time, in the manner provided herein, for such periods of time as are necessary. If any proposal to levy the tax is defeated in any election, subsequent elections thereon may be held at any time. The elections provided for herein shall be call, held, conducted, paid for, and governed otherwise in the manner provided for an election on the school district tax authorized in Amendment III, Article XIX of the Constitution of Alabama, by Article 7, Chapter 10, Title 52, Code of Alabama (1940). The county tax collector shall collect the tax in the same manner and under the same requirements and laws as the taxes of the state are collected, and he shall keep the proceeds of this tax separate and apart from all other funds, and shall keep clear accounts thereof. The tax collector shall distribute the proceeds of this special tax in such manner as to turn over to the custodian of the county school funds of Russell County the revenue derived from the tax levied on all taxable property situated outside the corporate limits of Phenix City, such revenues to be used by the county board of education for educational purposes in connection with Phenix City, and to turn over to the custodian of school funds of the city school system of Phenix City the revenue derived from the tax levied on all taxable property situated within the city board of education for educational purposes in connection with schools located or to be located within the corporate limits of Phenix City."

In the event that any special property tax authorized herein shall be authorized by a majority of the qualified electors voting on the question at the election, the county board of education of Russell County and the city board of education of Phenix City may, at such times as to them seem necessary and proper, sell and issue their tax anticipation bonds for the purposes for which the tax was authorized, which bonds shall be in such amounts as the respective board of education shall designate and, except as otherwise provided herein, shall be subject to the provisions of the general laws now pertaining to the issuance by county and city boards of education of capital outlay warrants, and no further election shall be required for the issuance of such bonds. The revenue derived from the sale of these bonds shall be expended by the county board of education and the Phenix City board of education for public school purposes only. Any bonds issued under the authority of this amendment shall be payable solely out of the proceeds of the special property tax hereby authorized, all or any part of which may be pledged therefor. The bonds issued under the authority of this amendment shall constitute negotiable instruments, although payable from a limited source, and shall be in addition to all other bonds or warrants which the county or city boards of education have heretofore issued or are authorized to issue under the Constitution and laws of Alabama."

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama as amended, and Chapter 1, Article 18, Title 17, of the Code of Alabama (1940).

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the State. In every county in which no newspaper is published, a copy of the notice shall be posted at each courthouse and post office.

NOTICE OF PUBLICATION

STATE OF ALABAMA RUSSELL COUNTY

Before me, the undersigned authority, personally appeared Julian Pinkston, who after being duly sworn, deposes and says: That he is publisher of The Phenix Citizen, a newspaper published in Russell County, Alabama, in the English language, and said newspaper having been published consecutively for more than twelve months and mailed as second class mail matter in the United States Post Office at Phenix City, Alabama, and that said newspaper has a general circulation in Russell County, Alabama, and that the attached notice of publication pertaining to proposed const. amendment appeared in The Phenix Citizen on the following dates: July 11, 1957; July 18, 1957; July 25, 1957; August 1, 1957.

JULIAN PINKSTON,
Publisher.

Sworn to and subscribed before me on this the 19th day of Aug., 1957.

W. D. WALLS,
Notary Public.

By Mr. Robison:

S. 526. Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning, constituting the city council, commission, or other like legislative body of any such city a City Planning and Zoning Commission, prescribing the powers and duties of such a commission, and repealing conflicting laws.

Committee on Local Legislation.

By Mr. Tate:

S. 527. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

Committee on Local Legislation.

By Mr. Tate:

S. 528. To require all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to require such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

Committee on Local Legislation.

By Mr. Skidmore:

S. 529. To provide for appeals and determination thereof from final actions or orders of the Public Service Commission; and providing for a special Three-Judge Court to hear and determine such causes.

Committee on Judiciary.

By Messrs. Roberts and Skidmore:

S. 530. Further regulating the terms of service and compensation of the members of boards of equalization in counties having a population of not less than 90,000 nor more than 130,000, according to the last or any subsequent federal decennial census.

Committee on Judiciary.

RESOLUTIONS

Messrs. Boutwell, Flowers, Roberts, Allen, Givhan, Dyar, Grisham, Jones, Smith, Van Antwerp, Reeves, Yarbrough (Autauga), Davis (Pickens), Moses, Robison, Skidmore, Hall, Yarbrough (Randolph), Davis (Lowndes), Cantrell, Goodwin, Metcalf, Shelton, James, Lamberth, Calvin, Vann, Engelhardt, Bradford, Little, Tate, Eddins, Cooper, Leonard, and Newton offered the following Senate Joint Resolution, to-wit:

S. J. R. 82. Be It Resolved by the Senate of Alabama, the House of Representatives Concurring, that we do heartily thank His Excellency, Governor James E. Folsom, and the gracious Mrs. Folsom for the delightful party, with which they honored the Legislature and other friends on Monday evening, August 12, when the Governor's Mansion was the scene of one of the most beautiful, spectacular and enjoyable social functions ever given in this city which has long been renowned for its gala social events.

On motion of Mr. Boutwell, the Rules were suspended and the resolution adopted by the Senate.

Mr. Flowers offered the following Senate Joint Resolution, to-wit:

S. J. R. 83. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That the Legislature of Alabama notes with pride the splendid showing made by the Dothan team in the "Little Boys Baseball Dixie Series Tournament" recently held in Columbus, Mississippi, when the Dothan team, representing the State of Alabama, became the Dixie champions; and hereby commends the Dothan Little Boys Baseball Team, and each member thereof who contributed to the winning of this championship, for the athletic prowess and true sportsmanship which the team demonstrated during this tournament.

BE IT FURTHER RESOLVED, that the Legislature hereby applauds the splendid guidance and support given the Dothan Team by Messrs. W. D. Hughes, Russell Taylor and Floyd Veal and Mrs. Lowell Hicks who coached this team and chaperoned the boys at their numerous games and on their trips in connection with their games; and hereby requests that one of the coaches of the Dothan team furnish a list of the names and addresses of the players who participated in the recent tournament to the Secretary of the Senate so that a copy of this Resolution may be sent to each player who shared in the honors there won by the team.

On motion of Mr. Flowers, the Rules were suspended and the Resolution adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 913. To fix the salary of the Judge of the Juvenile and Domestic Relations Court of any County in this State having a population of 400,000 or more according to the last or any subsequent decennial Federal census.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions your signature thereto is requested.

H. J. R. 88. Relative to Alvin J. Bender, and expressing appreciation and congratulations for a good job well done.

Also:

H. J. R. 89. Relative to naming House Bills 720 and 761.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Huddleston:

H. 1027. To amend Sections 1, 5, 8, 21, and 31 of an act approved July 27, 1947, entitled "An Act To establish a Law and Equity Court for Colbert County, Alabama; to define its jurisdiction and powers; to provide for its officers, their appointment, election, terms of office, powers, duties and compensations; to provide that said court shall be open at all times for the trial of causes and transaction of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court, County Court, Probate Court, and the Juvenile Court; and to give the said court juvenile and domestic jurisdiction; and to abolish the County Court of Colbert County, Alabama" (Act No. 32, H. 162, 1947 Local Acts 25).

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COLBERT COUNTY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Sections 1, 5, 8, 21, and 31 of an act approved July 27, 1947, entitled "An Act To establish a Law and Equity Court for Colbert County, Alabama; to define its jurisdiction and powers; to provide for its officers, their appointment, election, terms of office, powers, duties and compensations; to provide that said court shall be open at all times for the trial of causes and transaction of business; to provide the rules and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court, County Court, Probate Court, and the Juvenile Court; and to give the said court juvenile and domestic jurisdiction; and to abolish the County Court of Colbert County, Alabama" (Act No. 32, H. 162, 1947 Local Acts 25).

Be It Enacted by the Legislature of Alabama:

That Sections 1, 8, 21, and 31 of an act approved July 27, 1947, entitled "An Act To establish a Law and Equity Court for Colbert County, Alabama; to define its jurisdiction and powers; to provide for its officers, their appointment, election, terms of office, powers, duties and compensations; to provide that said court shall be open at all times for the trial of causes and transaction of business; to provide the rule and procedure of said court; to provide a fine and forfeiture fund for said court; to provide for the transfer of certain causes now or hereafter pending in the Circuit Court, County Court, Probate Court, and the Juvenile Court; and to give the said court juvenile and domestic jurisdiction; and to abolish the County Court of Colbert County, Alabama" (Act No. 32, H. 162, 1947 Local Acts)are hereby amended to read as follows:

"Section 1. That there is hereby established in and for Colbert County, Alabama, an inferior court of law, both civil and criminal, and of equity, which shall be called Colbert Law and Equity Court, and shall be a court of record, and shall have and inclusive, of the Code of Alabama of conferred or which hereafter may be conferred upon the several circuit courts of the state, provided, that in cases at law, the amount involved, exclusive of interest and costs, does not exceed \$3000.00, and provided further that the said law and equity court shall not have jurisdiction to try persons charged with felonies; and it shall have concurrent jurisdiction with justices of the peace as provided by general laws of bastardy proceedings and in all matters whatsoever; and shall also have and exercise such further jurisdiction, authority, functions, and powers as are hereinafter conferred upon it by this Act.

"Section 5. That the judge of said court shall receive a salary of nine thousand five hundred dollars per annum, payable in equal monthly installments out of the county treasury at the end of each month, his signed receipt being required.

"Section 8. That the solicitor of said court shall receive a salary of four thousand eight hundred dollars per annum, payable in equal monthly installments out of the county treasury at the end of each month, his signed receipt being required.

"Section 21. That this court shall have exclusive and original jurisdiction of all cases arising under title 34, article 3, Sections 89 to 104,

both inclusive, of the Code of Alabama of 1940, or as hereafter amended, which Article 3 is entitled Desertion and Non-Support. That the trial of such cases shall be by the court without a jury and appeals in such cases shall be as provided by law, except that the accused may have a trial by jury upon his demand therefor being filed within fifteen days after his arrest. The Judge of said Law and Equity Court shall be the Judge of the Domestic Relations Court, it being the intention to confer complete, full, unlimited and exclusive jurisdiction upon the Colbert Law and Equity Court of all domestic relations matters arising under Title 34, Article 3, Sections 89 to 104, both inclusive, of the Code of Alabama of 1940, as amended or as hereafter may be amended.

"Section 31. The judge of this court shall secure the services of a competent shorthand writer to attend the terms of this court and report in shorthand all cases tried herein and during the time he or she is actually engaged in reporting and transcribing for the court or the attorneys, he or she is an officer of this court, and he or she shall receive a salary to be fixed by the judge of said court and not to exceed four hundred dollars per month, and said salary shall be paid in monthly installments at the end of each month and shall be paid to him or her from the funds of the county by the County Treasurer or other custodian of said funds, on a warrant drawn thereon by the judge of this court, provided, however, the judge of this court shall have the right to remove said reporter from office at his pleasure. In addition to the compensation herein provided for, said reporter shall be entitled to tax and collect from the litigant or his attorneys for whom he is making a transcript of the evidence, the sums of money that are now provided by the laws of the State of Alabama to be paid Circuit Court Reporters for making a transcript of their stenographic notes or any part thereof, and when such transcript is made, the reporter shall append thereto his certificate to the correctness of the same as such official reporter. The stenographer's note shall be preserved and filed as now provided by law in the Circuit Court."

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF COLBERT

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. F. Miller, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Colbert County Reporter, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, Aug. 1, and Aug. 8, all in the year 1957.

W. F. MILLER.

Sworn to and subscribed before me 8th day of August, 1957.

ETHEL H. COLEMAN.
Register Circuit Court in Equity.

Also:

By Mr. Huddleston:

H. 1028. Relating to Colbert County; to regulate the compensation of the deputies of the sheriff whose compensation is payable from the county treasury.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF COLBERT

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Colbert County; to regulate the compensation of the deputies of the sheriff whose compensation is payable from the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue, or like governing body of Colbert County may in its discretion pay to the chief deputy sheriff of Colbert County, from the county treasury, an annual salary not exceeding three thousand nine hundred dollars (\$3,900), the provisions of any other law to the contrary notwithstanding.

Section 2. The court of county commissioners, board of revenue, or like governing body of Colbert County is hereby authorized to pay from the county treasury to each of the sheriff's deputies whose compensation is payable by the county a monthly salary not exceeding two hundred seventy-five dollars (\$275), the provisions of any other law to the contrary notwithstanding.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Sections 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COLBERT

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. F. Miller, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Colbert County Reporter, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, August 1, and August 8, all in the year 1957.

W. F. MILLER.

Sworn to and subscribed before me 8th day of Aug., 1957.

ETHEL H. COLEMAN,
Register Circuit Court in Equity.

Also:

By Messrs: Brown (Lee) and Ward:

H. 1029. To authorize the court of county commissioners, board of

revenue or like governing body of Lee County to purchase uniforms for the use of the uniformed personnel of the sheriff's department.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LEE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the court of county commissioners, board of revenue or like governing body of Lee County to purchase uniforms for the use of the uniformed personnel of the sheriff's department.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Lee County is hereby authorized and empowered to purchase and pay for out of the general funds of Lee County such uniforms as said court of county commissioners, board of revenue, or other like governing body of the county, and the sheriff of said county may deem necessary for the use of the uniformed personnel, deputies, and other employees of the sheriff's department.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

(Adv. 15-22-29-5)

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LEE

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Wear, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice-President of the Opelika Daily News, Inc., a newspaper of general circulation published in Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 15th, 22nd, 29th, and August 5th, all in the year 1957.

W. C. WEAR, JR.

Sworn to and subscribed before me August 7th, 1957.

MRS. JEWEL WHATLEY,
Notary Public.

Also:

By Mr. Dement:

H. 1030. Relating to Limestone County; to provide an additional temporary clerk for the judge of probate, whose compensation will be paid from the county treasury.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Limestone County; to provide an additional temporary clerk for the judge of probate, whose compensation will be paid from the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The judge of probate of Limestone County is hereby authorized to employ a temporary clerk during the months of October, November, and December of each year. The compensation of such clerk shall be a salary of two hundred dollars per month and shall be paid from the county treasury in the same manner that other employees of the county are paid.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

James M. Dement
Rep. State Legislative
Limestone County A6

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA
LIMESTONE COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Steele McGrew, who after being duly sworn deposes and says:

My name is Steele McGrew. I am editor and publisher of The Limestone Democrat a newspaper of general circulation, published weekly in Athens, Limestone County, Alabama. The copy of publication hereto attached was published in said paper for 4 consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 16 day of July, 1957, and the last copy of said publication appearing in the said paper on the 6 day of August, 1957.

(s) STEELE MCGREW.

Sworn and subscribed to before me this 8 day of August, 1957.

LOLA L. ORR,
Notary Public.

My Commission Expires 7-21-1957.

Also:

By Messrs. Broadfoot and Haltom:

H. 1033. To provide further for the compensation of the circuit judge in every circuit composed of only one county having only one circuit judge and a population of not less than fifty-three thousand nor more than sixty-three thousand inhabitants according to the last or any subsequent federal decennial census.

Also:

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1038. Relating to Montgomery County; changing the method of compensating the Register of the Circuit Court of said County, fixing his compensation, providing for his deputies and assistants and the operation of his office, and for the disposition of costs and fees collected by him.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Montgomery County; changing the method of compensation of the Register of the Circuit Court of said County, fixing his compensation, providing for his deputies and assistants and the operation of his office, and for the disposition of costs and fees collected by said Register.

Be It Enacted by the Legislature of Alabama:

Section 1. The Register of the Circuit Court of Montgomery County shall be entitled to an annual salary for the performance of his official duties, and for performing ex officio duties; such salary and allowance shall be payable monthly from the county treasury, and shall be the entire compensation of the Register. The costs, fees, commissions, percentages and allowances which the Register would otherwise be entitled to shall be paid into the county treasury.

Section 2. The Register of the Circuit Court of Montgomery County shall be entitled to appoint and employ, subject to the county merit system law, a deputy register, whose compensation shall be payable monthly from the county treasury. The Register is also authorized and empowered to appoint and employ two additional clerks whose compensation shall be paid from the county treasury. The Board of Revenue of the county may from time to time authorize the employment of such other clerks and assistants by the Register as may be necessary for the efficient conduct of the business of his office, all subject to the county merit act.

Section 3. The Board of Revenue of Montgomery County shall provide the Register with the offices, books, stationery, office furniture, furnishings, equipment, services, and supplies necessary for the operation of his office.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Jou. July 11-18-25, Aug. 1, 1957.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MONTGOMERY

Before me, the undersigned authority in and for said County in said State, this day personally appeared Inez Woodson, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Bookkeeper of The Alabama Journal, a newspaper of general circulation published in Montgomery County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 11, 18, 25 and August 1, 1957, all in the year 1957.

INEZ WOODSON.

Sworn to and subscribed before me August 2, 1957.

T. A. HARDY,
Notary Public Montgomery County.

Also:

By Messrs. Mathison and Solomon:

H. 1037. Relating to Henry County: To provide further for the distribution of fines and forfeitures in certain cases.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that a Bill substantially as follows will be introduced in the current session of the Legislature of Alabama and application for its passage and enactment will be made to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Henry County: To provide further for the distribution of fines and forfeitures in certain cases.

Be It Enacted by the Legislature of Alabama:

Section 1. One-half of all fines and forfeitures hereafter paid by persons convicted in courts of competent jurisdiction within Henry County of violations of the rules of the road, or the laws of this State relating to or regulating traffic or the operation of motor vehicles upon the highways of this State, shall be paid into the fine and forfeiture fund of Henry County, and the remainder shall be remitted by the proper authority to the State Treasurer, who shall credit the same to the proper fund in the State Treasury.

Section 2. All laws or parts which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 18-25 Aug 1-8c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF HENRY

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. Edward Dodd, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor & Publisher of the Abbeville Herald, a newspaper of general circulation published in Henry County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, August 1, and August 8, all in the year 1957.

J. EDWARD DODD.

Sworn to and subscribed before me August 8, 1957.

T. R. WARD,
Judge of Probate.

Also:

By Messrs. Lackey, Perry, Edwards (Jefferson), Vacca, Adams (Jefferson), Kaul and Nice:

H. 1022. To amend Section 42 of Title 50 of the Code of Alabama of 1940.

Also:

By Messrs. Kaul, Lackey, Nice, Vacca, Edwards (Jefferson) and Adams (Jefferson):

H. 1023. To fix the time for opening and closing the polls at certain elections held in counties which now have or which may hereafter have a population in excess of 500,000, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Lackey, Vacca, Adams (Jefferson), Edwards (Jefferson) and Perry:

H. 1024. To apply in and only in counties in Alabama having a population of 400,000 inhabitants or more, according to the last or any subsequent Federal census and to empower and authorize the county commission, board of revenue, or like governing body of all such counties to authorize and approve a monetary allowance not to exceed the sum of fifty dollars monthly to be made to the County Treasurer in such county for and on account of the use of an automobile owned or controlled by such County Treasurer in the event such automobile is used by such County Treasurer partially or entirely, in connection with the performance of his official duties as such County Treasurer.

Also:

By Mr. Hodges:

H. 1034. Relating to St. Clair County; providing further for the government of the county; abolishing the court of county commissioners, and creating a board of revenue in lieu thereof; providing for the selection of the members of the board of revenue, and prescribing their qualifications,

terms, and compensation; providing for the organization and jurisdiction of the board of revenue, and the powers and duties of its individual members.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

STATE OF ALABAMA
COUNTY OF ST. CLAIR

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

Relating to St. Clair County; providing further for the government of the county; abolishing the court of county commissioners, and creating a board of revenue in lieu thereof; providing for the selection of the members of the board of revenue, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the board of revenue, and the powers and duties of its individual members.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created, and shall be established on the first Monday after the second Tuesday in January, 1959, the board of revenue of St. Clair County, which shall be in lieu of the court of county commissioners of St. Clair County and shall be composed of a chairman and four associate members. The court of county commissioners is continued as the governing body of the county until the board of revenue is established as provided in this Act. Upon the establishment of the board of revenue, the court of county commissioners shall be abolished and the judge of probate shall cease to be a member and ex officio chairman of the county governing body.

Section 2. A chairman of the Board shall be elected at the general election to be held in 1958, and every four years thereafter. The chairman shall be elected from the county at large by the qualified electors of the entire county. A candidate for chairman of the Board must be a qualified elector and legal resident of St. Clair County. Successors to the county commissioners presently in office shall be chosen by the qualified electors of the four commissioners' districts into which the county is now divided, each district being entitled to elect one associate member of the Board. Associate members from Districts 2 and 3, as such districts are now constituted, shall be elected at the general election to be held in 1958, and every four years thereafter. Associate members for Districts 1 and 4 shall be elected at the general election to be held in 1960, and every four years thereafter. A candidate for associate member of the Board must be a resident and qualified elector of the district he seeks to represent, and shall continue to reside therein during his continuance in office. All members of the Board, including the chairman, shall hold office for terms of four years from the first Monday after the second Tuesday in January next succeeding their election, and until their successors are elected and qualified. In the event of a vacancy on the Board, the vacancy shall be filled by appointment by the Governor for the unexpired term.

Section 3. The board of revenue of St. Clair County shall have all the jurisdiction and powers which are or may hereafter be by law vested in courts of county commissioners, boards of revenue, or like county governing bodies of this State, except as otherwise in this Act provid

ed; and the members thereof shall perform all the duties and services and exercise all the powers which are, or may be, provided by law for the members of courts of county commissioners, boards of revenue or like county governing bodies of this State.

Section 4. The chairman of the board of revenue of St. Clair County shall be its presiding officer and shall have the same powers and authority as other members, but shall not have the right to vote except in case of a tie, and shall sign the minutes of the proceedings of the board, and shall sign all warrants drawn on the county treasury unless in the event of his disability some other member of the board shall be designated by an appropriate resolution of the board so to do, and it shall be his duty to receive and prepare business and obtain information for the sessions of the board, and to see to the execution of all orders thereof, and to report to the board all infractions of the revenue law in said county of which he can obtain authentic information. He shall exercise all the powers and perform all the duties required by general laws of judges of probate as to matters coming before the courts of county commissioners.

Section 5. The board of revenue of St. Clair County shall, on all purchases for the county in excess of one hundred fifty dollars (\$150) and for not more than one thousand dollars (\$1,000), receive publicly, competitive bids therefor after due notice, by posting at the courthouse door for at least five days prior thereto, of the proposed purchase and a brief specification thereof. For all purchases in excess of one thousand dollars (\$1,000), like advertisements shall be given at least one time in a newspaper of general circulation in the county. The purchase order shall be awarded to the lowest responsible bidder; provided, however, that the court of county commissioner, board of revenue or like governing body of the county may, within ten days after the bids are opened, award the order to any other bona fide bidder, if the price paid or to be paid under the negotiated contract does not exceed an amount equal to ninety-five per cent (95%) of the lowest responsible bidder's price.

Section 6. The board of revenue of St. Clair County shall hold at least one meeting weekly, at a regularly designated time which shall not be changed by the board on less than two weeks notice, all meetings to be open to the general public, meeting every odd Monday at Ashville and every even Monday at Pell City; and the board shall keep complete and accurate written minutes of all meetings, business transacted, and resolutions adopted, and there shall be recorded therein the vote of each individual member, and at each meeting the minutes of the previous meeting shall be read and all such minutes shall be open to public inspection at reasonable times.

Section 7. The chairman of the Board to be elected at the general election to be held in 1958, and every four years thereafter, shall receive an annual salary of forty-two hundred dollars (\$4,200.00), payable in twelve equal monthly installments. The associate members of the Board shall each receive ten dollars (\$10) for each day actually spent in the performance of their duties, not to exceed twenty days in any one month. The salaries of the chairman and associate members of the Board shall be paid monthly from any funds in the county treasury available for that purpose, as provided by law, and shall be their entire compensation for the services required of them by this Act; provided, however that Board members shall be entitled to reimbursement for all reasonable and necessary expenses incurred in traveling on official business in the performance of the duties of his office.

Section 8. Before entering upon the discharge of their duties, the chairman and associate members of the Board shall each execute a bond, in the sum of ten thousand dollars (\$10,000) in the case of the chairman, and in the sum of three thousand dollars (\$3,000) in the case of the as-

sociate members. The bonds shall be payable to St. Clair County, with good and sufficient surety by bonding company, to be approved by the circuit clerk and filed in his office, and shall be conditioned upon the faithful discharge of their duties of office. The bonds shall be filed and recorded in the office of the judge of probate of St. Clair County and the premiums thereon shall be paid by the county.

Section 9. The provisions of this Act are coverable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 10. All laws or parts of laws which conflict with this Act are repealed.

Section 11. The substantial provisions of this Act shall become effective only if approved by a majority of the qualified electors of St. Clair County who vote in a referendum hereon, to be held on the date of the first countywide primary, general, or special election held after the passage of this Act. The court of county commissioners of St. Clair County shall order and provide for the holding of the referendum on such date. On the ballots to be used at the referendum the question shall be stated substantially as follows: "Shall the provisions of Act No. _____, of the 1957 Regular Session of the Legislature, approved the _____ day of _____, 1957, which alters the form of government of St. Clair County, be adopted? Yes () No ()." If a majority of the votes cast in the referendum are "Yes", all the provisions of this Act shall become effective immediately. If the majority are "No", this Act shall have no further force or effect. The judge of probate of St. Clair County shall certify the results of the referendum to the Secretary of State.

NA 7/18-25—8/1-8

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF ST. CLAIR

Before me, the undersigned authority in and for said County in said State, this day personally appeared E. R. Blair, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the St. Clair News-Aegis, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 7/18, 7/25, 8/1, and 8/8, all in the year 1957.

ETHEL BLAIR,
Notary Public.

Sworn to and subscribed before me 8/8, 1957.

E. R. BLAIR,
Publisher.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1027, 1028, 1029, 1030, 1033, 1038, 1037, 1022, 1023, 1024, and 1034—To the Committee on Local Legislation

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 98. Relating to Cullman County; providing that the court of county commissioners, board of revenue, or like county governing body of Cullman County shall be solely responsible for the construction, repair, and maintenance of the county roads and bridges of Cullman County, and relieving the State Highway Department of certain duties in regard thereto; authorizing, directing, and requiring the county governing body to divide the county, or to cause the county to be divided, into four districts, and to appoint a road and bridge supervisor for each such district and fix his compensation; providing for the transfer by the State Highway Department to the county governing body of certain funds, road equipment, machinery and supplies; providing for the assumption and retirement of outstanding financial obligations incurred in the construction, repair and maintenance of county roads and bridges in Cullman County; providing that the provisions of this Act shall become operative only upon a majority vote of the qualified electors of the county favoring the adoption of the provisions of this Act in an election held pursuant hereto; and repealing conflicting laws.

Also:

S. 408. To alter, re-arrange and extend the boundaries of the town of Parrish in Walker County.

Also:

S. 406. To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory.

Also:

S. 398. To amend Section 2 of Act No. 843, General Acts of 1953, page 1135, entitled "An Act relating to the powers of municipalities: to authorize the governing body of any city or town to alienate municipal property which is not needed for public or municipal purposes," to provide that in counties having a population of not less than 225,000 and not more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, the limitation of the term of such leases to a period of ninety-nine years shall not apply to any oil, gas or mineral lease made in accordance with such ordinance.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 348. To make an appropriation to the Agricultural Center Board for each of the two fiscal years ending September 30, 1958 and September 30, 1959, for the purpose of aiding counties and municipalities in constructing and equipping facilities suitable for housing livestock shows, agricultural and industrial displays and other agricultural uses and purposes consistent with the betterment and advancement of agriculture.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 80. Thanking the Honorable F. L. (Hello) Ferrell, Representative from DeKalb County, and The Honorable M. H. Moses, Senator from the Twenty-ninth District, for the watermelon cutting.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 81. Relative to the two Houses convening in the House Chamber at 11:30 on Tuesday, August 27, for the purpose of hearing an address by the Honorable J. P. Coleman, Governor of Mississippi.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Nettles and Johnson (Elmore):

H. 978. To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this state; and to make an appropriation for such purposes.

Also:

By Mr. Summerlin:

H. 738. To amend Section 1 of an act approved September 3, 1953, providing for supernumerary circuit solicitors of the State of Alabama (Act No. 474, S. 219, 1953 Acts 589).

Also:

By Mr. Pirkle:

H. 995. To propose an amendment to the Constitution of Alabama authorizing the several school districts of Cleburne County to levy and collect special school taxes.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B. 978—To the Committee on Finance and Taxation

H. B. 738—To the Committee on Judiciary

H. B. 995—To the Committee on Constitution and Constitutional Revision and Amendments

(The above bill, H. B. 995, was read at length as required by the Constitution.)

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Adams (Tallapoosa):

H. 491. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

Also:

By Mr. Adams (Tallapoosa):

H. 492. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

Also:

By Messrs. deGraffenried, Jenkins, Mathison, Adams (Tallapoosa), Brannan, McKay, Harrison and Franklin:

H. 315. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Also:

By Mr. Adams (Tallapoosa):

H. 547. To amend Section 347 of Title 37 of the Code of Alabama of 1940 so as to provide that if the resolution authorizing the issuance of revenue anticipation bonds under Subdivision 4 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940 contains a reservation of the right to issue additional bonds payable out of the same revenue on a parity of lien with those issued under said resolution then such additional bonds may be issued with such parity of lien.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 491, 492, and 315—To the Committee on Privileges and Elections

H. 547—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 414. Relating to counties having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing that the territory annexed to any city or town in such counties shall be subject immediately to all its laws and ordinances, and that its governing body shall have the same jurisdiction over such territory, including the authority to levy and collect taxes therein, as is exercised over all other territory within the corporate limits of the city or town.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Shelton, the Senate concurred in and adopted the following House Amendment to the bill, S. B. 414, the title of which is set out in the foregoing Message from the House.

AMENDMENT TO S. B. 414

Amend Senate Bill 414 by striking therefrom the words and figures "125,000" and by inserting in lieu thereof the words and figures "90,000," wherever the same appear in the bill and the caption.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Shelton
Allen	Eddins	Lamberth	Skidmore
Boutwell	Engelhardt	Metcalf	Tate
Calvin	Flowers	Moses	Van Antwerp
Cantrell	Goodwin	Reeves	Vann
Cooper	Grisham	Roberts	Yarbrough (Aulanga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)			—28

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 413. Relating to counties having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; further regulating the alteration and extension of the corporate limits and boundaries of incorporated municipalities in such counties.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Shelton, the Senate concurred in and adopted the following House Amendment to the bill, S. B. 413, the title of which is set out in the foregoing Message from the House.

AMENDMENT TO S. B. 413

Amend S. B. 413 by striking out the words and figures "125,000" and inserting in lieu thereof the words and figures 90,000 wherever the same appears in the Bill and the Caption.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Metcalf	Tate
Allen	Grisham	Moses	Van Antwerp
Boutwell	Hall	Shelton	Vann
Davis (Lowndes)	Lamberth	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Leonard	Smith	Yarbrough (Randolph)
Dyar	Little		—21

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has received the accompanying and following message from His Excellency, the Governor, proposing an amendment to the bill:

H. 730. Relating to municipalities having a population of not less than 3,250 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

Said Governor's message being in words and figures as follows, to-wit:

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to House Bill 730.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

AUGUST 20, 1957.

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this bill originated, House Bill 730, with a suggested executive amendment.

Amend House Bill 730 by striking therefrom in the title and in Section 1 of said House Bill 730, the figures "3,250," and substituting in lieu thereof the figures "3,325."

This amendment has the full knowledge and consent of the author of said bill and if adopted will remove my objection to said bill.

Respectfully,

JAMES E. FOLSOM,
Governor.

And the House has concurred in and adopted the amendment proposed by the Governor to the bill, H. 730, by a vote of Yeas 58; Nays 0, which was a majority of the whole number elected to the House.

And the bill, as amended by the amendment proposed by His Excellency, the Governor, was again read a third time at length and passed by a vote of Yeas; 70; Nays 0, which was a majority of the whole number elected to the House.

And said bill, together with the amendment proposed by His Excellency, the Governor, is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE AND GOVERNOR'S MESSAGE

On motion of Mr. Allen, the Senate concurred in and adopted the amendment proposed by His Excellency, The Governor to the bill, H. B. 730, the title of which and said proposed amendment is set out in the foregoing Message from the House.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Reeves	Smith
Calvin	James	Roberts	Yarbrough (Autauga)
Cantrell	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth		—21

Nays:

—0

Which was a majority of the whole number elected to the Senate.

And said bill, as thus amended by the Executive Amendment, was read again at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Calvin	Engelhardt	James
Allen	Cantrell	Flowers	Jones
Boutwell	Eddins	Givhan	Lamberth

Leonard
Little
Reeves

Roberts
Robison
Shelton

Skidmore
Smith

Yarbrough (Autauga)
Yarbrough (Randolph)

—21

Nays:

—0

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution and sends same herewith to the Senate for its consideration.

By Mr. Hain:

H. J. R. 84. RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That the Speaker of the House be instructed to erase his signature from the bill, H. 450:

To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County

which has passed both houses and has been recalled and returned to the Legislature for further consideration; that the bill be sent forthwith to the Senate with the request that the President and presiding officer of the Senate erase his signature therefrom and that the Senate reconsider the vote by which the bill was passed, and also the vote by which said bill was ordered to third reading and engrossment.

And in accordance with H. J. R. 84, the Speaker of the House in the presence of the House has erased his signature from the bill.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Givhan, the Rules were suspended, and the Senate concurred in and adopted the Resolution, H. J. R. 84, which said resolution is set out in the foregoing Message from the House.

In accordance with the provision of H. J. R. 84, the President and Presiding Officer of the Senate erased his signature to the bill:

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

On motion of Mr. Givhan, the Senate reconsidered the vote by which it passed the bill, H. B. 450.

On motion of Mr. Givhan, the Senate reconsidered the vote by which it ordered the bill, H. B. 450, to its third reading and engrossment.

Mr. Givhan then offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 450

Amend the bill, H. 450: (1) By inserting after the words "circuit clerk" where same appear therein the words "clerk-register"

(2) By striking out the words "The provisions of Amendment XLVI are superseded by this amendment, and"

(3) By adding the following words at the end of Section 1 thereof:

"The basis of compensation of all employees of Dallas County and of the above named officers heretofore fixed pursuant to authority of Amendment XLVI and in effect August 1, 1957, shall continue in force until otherwise fixed, altered or regulated by the Legislature of Alabama by general or local laws."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Hall	Robison
Allen	Davis (Pickens)	James	Shelton
Boutwell	Dyar	Jones	Vann
Calvin	Givhan	Reeves	Yarbrough (Autauga)
Cantrell	Goodwin	Roberts	Yarbrough (Randolph)
Cooper	Grisham		—21

Nays:

—0

And said bill, H. B. 450, as thus amended, was again read at length as required by the Constitution and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Hall	Robison
Allen	Davis (Pickens)	James	Shelton
Boutwell	Dyar	Jones	Vann
Calvin	Givhan	Reeves	Yarbrough (Autauga)
Cantrell	Goodwin	Roberts	Yarbrough (Randolph)
Cooper	Grisham		—21

Nays:

—0

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 98. Relating to Cullman County; providing that the court of county commissioners, board of revenue, or like county governing body of Cullman County shall be solely responsible for the construction, repair, and maintenance of the county roads and bridges of Cullman County, and relieving the State Highway Department of certain duties in regard thereto; authorizing, directing, and requiring the county governing body to divide the county, or to cause the county to be divided, into four districts, and to appoint a road and bridge supervisor for each such district and fix his compensation; providing for the transfer by the State Highway Department to the county governing body of certain funds, road equipment, machinery and supplies; providing for the assumption and retirement of outstanding financial obligations incurred in the construction, repair and maintenance of county roads and bridges in Cullman County; providing that the provisions of this Act shall become operative only upon a majority vote of the qualified electors of the county favoring the adoption of the provisions of this Act in an election held pursuant hereto; and repealing conflicting laws.

Also:

S. 348. To make an appropriation to the Agricultural Center Board for each of the two fiscal years ending September 30, 1958 and September 30, 1959, for the purpose of aiding counties and municipalities in constructing and equipping facilities suitable for housing livestock shows, agricultural and industrial displays and other agricultural uses and purposes consistent with the betterment and advancement of agriculture.

Also:

S. 398. To amend Section 2 of Act No. 843, General Acts of 1953, page 1135, entitled "An Act relating to the powers of municipalities: to authorize the governing body of any city or town to alienate municipal property which is not needed for public or municipal purposes," to provide that in counties having a population of not less than 225,000 and not more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, the limitation of the term of such leases to a period of ninety-nine years shall not apply to any oil, gas or mineral lease made in accordance with such ordinance.

Also:

S. 408. To alter, re-arrange and extend the boundaries of the town of Parrish in Walker County.

Also:

S. 406. To extend the boundary lines of the City of Decatur in Morgan County, Alabama, and to include within the boundaries of said municipality certain additional territory.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Branyon and Brown (Lamar):

H. 1017. To provide for the administrative organization of the State Military Department.

Also:

By Messrs. Hawkins, Dawkins and Mathews:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, H. B. 1017, the title of which is set out in the foregoing Message from the House, was read and referred to the Standing Committee on Military.

The reading at length of the bill, H. B. 1, the title of which is set out in the foregoing Message from the House, was begun by the Secretary of the Senate.

ADJOURNMENT

At 4:38 P. M., on motion of Mr. Davis (Pickens), pending further reading at length of H. B. 1, the Senate adjourned until Friday, August 23, 1957 at 10 o'clock A. M.

Yeas 17; Nays 15.

Yeas:

Messrs.:	Eddins	Jones	Shelton
Calvin	Engelhardt	Little	Tate
Cooper	Givhan	Newton	Van Antwerp
Davis (Lowndes)	Hall	Robison	Yarbrough (Autauga)
Davis (Pickens)	James		—17

Nays:

Messrs.:	Flowers	Metcalf	Skidmore
Allen	Goodwin	Moses	Smith
Cantrell	Grisham	Reeves	Vann
Dyar	Lamberth	Roberts	Yarbrough (Randolph)
			—15

THIRTY-FIRST LEGISLATIVE DAY

FRIDAY, AUGUST 23, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by the Reverend Patrick O'Conner, Assistant Pastor, St. Andrew's Catholic Church, Montgomery, Alabama.

ROLL CALL

Present:

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
			—35

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

Yeas 16; Nays 14.

Yeas:

Messrs.:	Flowers	Leonard	Skidmore
Allen	Goodwin	Metcalf	Smith
Boutwell	Grisham	Moses	Vann
Calvin	Lamberth	Reeves	Yarbrough (Randolph)
Dyar			—16

Nays:

Messrs.:	Davis (Pickens)	Hall	Robison
Bradford	Eddins	James	Shelton
Cooper	Engelhardt	Little	Van Antwerp
Davis (Lowndes)	Givhan	Newton	—14

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Joint Resolutions and Senate Bills with the original Senate Joint Resolutions and Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. J. R. 80. Extending thanks to Representative Ferrell and Senator Moses for the watermelon cutting, Thursday, August 15th at the Coliseum.

Also:

S. J. R. 81. Convening the Legislature in the House Chamber Tuesday, August 27th, to hear an address by Governor J. P. Coleman of Mississippi.

Also:

S. 413. Relating to counties having a population of not less than 75,000 nor more than 90,000, according to the last or any subsequent federal decennial census; further regulating the alteration and extension of the corporate limits and boundaries of incorporated municipalities in such counties.

Also:

S. 414. Relating to counties having a population of not less than 75,000 nor more than 90,000, according to the last or any subsequent federal decennial census; **providing that the territory annexed to any city or town in such counties shall be subject immediately to all its laws and ordinances, and that its governing body shall have the same jurisdiction over such territory, including the authority to levy and collect taxes therein, as is exercised over all other territory within the corporate limits of the city or town.**

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions: the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Lamberth, Skidmore, Allen, Metcalf, Flowers, Roberts and Leonard:

S. 531. Proposing an amendment to the Constitution relative to the levying of additional state taxes for public health purposes.

Committee on Constitution and
Constitutional Revision and Amendments.

The above bill was read a first time at length as required by the Constitution.

RULING OF THE CHAIR SUSTAINED

The President and Presiding Officer of the Senate ruled that if the reading at length of any bill or resolution was called for on the first or second reading by any senator, the bill or resolution must be read at length. Mr. Skidmore appealed from the Ruling of the Chair.

The Chair thereupon put the question that those who favored sustaining the Chair would vote "Yea," and those opposed would vote "Nay." The Ruling of the Chair was sustained.

Yeas 20; Nays 11.

Yeas:

Messrs.:	Eddins	Jones	Shelton
Boutwell	Engelhardt	Little	Smith
Bradford	Givhan	Newton	Tate
Cooper	Hall	Reeves	Van Antwerp
Davis (Lowndes)	James	Robison	Yarbrough (Aulauga)
Davis (Pickens)			—20

Nays:

Messrs.:	Dyar	Grisham	Moses
Allen	Flowers	Leonard	Skidmore
Calvin	Goodwin	Metcalf	Yarbrough (Randolph)
			—11

COMMITTEE ON PRIVILEGES OF THE FLOOR APPOINTED

In accordance with the provisions of Rule 4 of the Senate Rules, the President and Presiding Officer of the Senate appointed Messrs. Bradford, Van Antwerp and Flowers as Committee on Privileges of the Floor.

BILLS ON THIRD READING

The Bill:

H. 12. To make appropriations for the ordinary expenses, equipment purchases, and additions and betterments of the Department of Conservation, Division of State Parks, Monuments and Historical Sites.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Goodwin	Newton	Vann
Cooper	Grisham	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 629. To protect the interest of the public with respect to Insurance Agents, Solicitors and Brokers: To regulate the conduct of the business of Insurance Agents, Solicitors and Brokers; To provide for the powers and duties of the Superintendent of Insurance with respect thereto: To provide for the examining and licensing of Insurance Agents, Solicitors and Brokers: To provide for the administration of this Act: To provide for the denial, revocation or suspension of Licenses under this Act: To provide for penalties for the violation of any provision of this Act: To provide for judicial review of the Acts of the Superintendent of Insurance with respect to the administration of the provisions of this Act: To repeal all laws or parts of laws in conflict therewith:

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones		—33

Nays:

—0

The Bill:

H. 922. To alter or re-arrange the boundary lines of the City of Albertville, Marshall County, Alabama, so as to include within the corporate limits and also certain other territory contiguous thereto, in Marshall County, Alabama.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays:

—0

The Bill:

S. 501. Relating to civil remedies and procedure: to authorize the joining of the agent, servant or employee as a defendant with the principal or master in certain civil actions; and to prescribe the time of bringing such actions and to prescribe and regulate the procedure in such actions.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones		—33

Nays:

—0

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Flowers, further consideration of the bill, S. B. 134 and pending committee substitute, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 453. To authorize and provide for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any city or town by cemetery corporations and associations, including religious bodies, corporations sole, or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains or the depositing of the same in a mausoleum or columbarium.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 30; Nays 3.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Cantrell	Givhan	Metcalf	Tate
Cooper	Goodwin	Moses	Van Antwerp
Davis (Lowndes)	Grisham	Newton	Yarbrough (Randolph)
Davis (Pickens)	Hall	Reeves	—30

Nays: Messrs. James, Robison and Yarbrough (Autauga) —3

The Bill:

H. 833. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million

five hundred thousand dollars (\$4,500,000) in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the Alabama Polytechnic Institute at Auburn.

Was taken up by unanimous consent and was read a third time at length as required by the Constitution and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Reeves	Yarbrough (Randolph)
Davis (Pickens)	James	Roberts	—34

Nays:

—0

The Bill:

S. 43. To amend Section 56 of Title 19, Code of Alabama (1940), which relates to rights of way to public roads or highways.

Was taken up by unanimous consent and was read a third time at length and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays:

—0

The Bill:

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 10 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration

fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

Was taken up by unanimous consent.

Mr. Grisham offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 749

Strike out the words and figures, "for a period not exceeding 10 years," wherever such words appear in the title and in Section 2 of the bill and insert in lieu thereof the following: "for a period not exceeding five years"

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Tate
Allen	Grisham	Reeves	Van Antwerp
Cooper	Hall	Shelton	Vann
Davis (Lowndes)	James	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Tate
Allen	Grisham	Reeves	Van Antwerp
Cooper	Hall	Shelton	Vann
Davis (Lowndes)	James	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays: —0

The Bill:

H. 900. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Greensboro in Hale County; annexing certain territory to said municipality.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Lamberth	
Allen	Davis (Lowndes)	Givhan	Leonard	
Boutwell	Davis (Pickens)	Goodwin	Little	
Bradford	Dyar	Grisham	Shelton	
Calvin	Eddins	Hall	Skidmore	
Cantrell	Engelhardt			—21

Nays:

—0

The Bill:

S. 443. To amend further Section 31, Title 13, Code of Alabama 1940, as amended, which relates to supernumerary judges.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Flowers	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Aulaga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		

—33

Nays:

—0

The Bill:

H. 484. To amend Section 20 of Title 34 of the Code of Alabama of 1940, as last amended, and to provide for a divorce in instances where there has been a divorce from bed and board or a decree of separate maintenance, for more than seven years.

Was taken up by unanimous consent.

The Standing Committee on Judiciary reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO H. B. 484

Amend the Bill, H. B. 484, by striking out the word "seven" appearing in the caption of the bill and inserting the word "four" in lieu thereof.

Mr. Roberts offered the following substitute for the bill and pending committee amendment, to-wit:

SUBSTITUTE FOR H. B. 484

A BILL TO BE ENTITLED AN ACT

To give the circuit court in equity the power to divorce persons from the bonds of matrimony in favor of either party where there has been a final decree of divorce from bed and board, or of separate maintenance, when such decree has been in force and effect for more than four years; to provide that the fact that the party against whom such action is

brought may have some ground for divorce shall not constitute any defense to any proceedings under the Act; and to make provisions of the Act retroactive in effect.

Be It Enacted by the Legislature of Alabama:

Section 1. The circuit court in equity shall have the power to divorce person from the bonds of matrimony in favor of either party where there has been a final decree of divorce from bed and board, or of separate maintenance, when such decree has been in force and effect for more than four years. The fact that the party against whom such action is brought may also have some ground for divorce shall not constitute any defense to any proceeding under this Act.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law; and the provisions of the Act shall be retroactive in its operation in all cases.

Which was adopted.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Reeves	Yarbrough (Randolph)
Davis (Pickens)	James	Roberts	—34

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	—34

Nays: —0

The Bill:

H. 204. To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indi-

agency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Was taken up by unanimous consent.

The Standing Committee on Finance and Taxation reported the following amendment to the bill, to-wit:

FINANCE AND TAXATION COMMITTEE AMENDMENT TO H. B. 204

Amend H. B. 204 by adding at the end of Section 16 the following:

"Provided, however, that nothing herein contained shall be construed to prevent the Department of Pensions and Security from complying with the requirements of the Federal Social Security Act, as amended, in relation to the administration by said Department of the program of medical care, including hospitalization, for persons eligible for public assistance."

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays:

—0

Mr. Calvin offered the following amendment to the bill, H. B. 204, as amended, to-wit:

Amend H. B. 204 as amended by adding at the end of Section 16 the following:

"Provided further, that nothing herein contained shall be construed to prevent the State Department of Education from carrying out the provisions of the approved State Plans for Vocational Rehabilitation Service and Crippled Children's Service in cooperation with the U. S. Department of Health, Education and Welfare."

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays:

—0

REGULAR SESSION

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And said bill, as thus amended, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays:

—0

RECESS

At 1:00 P. M., on motion of Mr. Eddins, the Senate took a recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

THIRTY-FIRST LEGISLATIVE DAY

FRIDAY, AUGUST 23, 1957

The Senate reassembled at 2:30 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

BILLS ON THIRD READING

The Bill:

H. 344. To amend Sections 232, 238, 242, 243 and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Lamberth	Reeves	Smith
Givhan	Little	Roberts	Tate
Grisham	Metcalf	Robison	Van Antwerp
Hall	Moses	Shelton	Vann
James	Newton	Skidmore	Yarbrough (Autauga)
Jones			—32

Nays: —0

The Bill:

H. 943. To abolish the office of county treasurer of Walker County and to establish in lieu thereof the office of county comptroller of Walker County; to provide for the election of the county comptroller, and to prescribe his powers, duties, term, and compensation.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays: —0

The Bill:

H. 133. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Smith
Calvin	Grisham	Moses	Tate
Cantrell	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)			—32

Nays: —0

The Bill:

H. 265. To amend Section 552 of Title 51, Code of Alabama 1940, which relates to the payment of an annual license tax by persons engaged in the practice of medicine, chemistry, bacteriology, roentgenology, or other similar professions.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Grisham	Moses	Tate
Calvin	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

The Bill:

H. 245. To amend further Section 753 of Title 51, Code of Alabama of 1940, which relates to the rate of sales tax.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

S. 318. To amend Section 195 (1) of Title 13 of the Code of Alabama of 1940, which relates to the eligibility and commissioning of supernumerary circuit judges.

Was taken up by unanimous consent.

The Standing Committee on Judiciary reported the following substitute for the bill, to-wit:

COMMITTEE SUBSTITUTE FOR S. B. 318

A BILL TO BE ENTITLED AN ACT

To further amend Act No. 288, approved July 7, 1945 (General Acts of Alabama, 1945, page 478); entitled "An Act To Provide Judicial Officers of the State; to designate them as Supernumerary Circuit Judges; to provide the conditions under which a Judge of the Circuit Court may become a Supernumerary Circuit Judge; to prescribe the qualifications, tenure of office, duties, powers, authority, compensation, and the method of removal from office of such Supernumerary Circuit Judges, and to appropriate funds for the payment of such compensation."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 288, approved July 7, 1945 (General Acts of Alabama, 1945, page 478), as amended by Act No. 947, H. 701, approved September 13, 1951 (Acts of Alabama, 1951, page 1617), and Act No. 790, H. 510, approved September 19, 1953 (Acts of Alabama, 1953, page 1084), entitled "An act to provide Judicial Officers of the State; to designate them as Supernumerary Circuit Judges; to provide the conditions under which a Judge of the Circuit Court may become a Supernumerary Circuit Judge; to prescribe the qualifications, tenure in office, duties, powers, authority, compensation, and the method of removal from office of such Supernumerary Circuit Judges, and to appropriate funds for the payment of such compensation," is hereby amended to read:

"Section 1. Any circuit judge of this State:

(a) who has served continuously for fifteen years as circuit judge and or circuit solicitor and who is not less than sixty years of age and who has become permanently and totally disabled, proof of such disability being made by certificate of three reputable physicians; or

(b) who has served continuously for fifteen years as circuit judge and or circuit solicitor and who is not less than sixty-five years of age; or

(c) who has served continuously for ten years as circuit judge and or circuit solicitor and who is not less than seventy years of age; or

(d) who has served in that office and or as circuit solicitor for not less than twenty-five years, the last ten years of such service having been continuous;

(e) who has served continuously for not less than fifteen years as circuit judge and or as judge of a court of record and who is not less than seventy years of age;

may elect to become a supernumerary circuit judge of the State by filing a written declaration to that effect with the Governor. If the Governor shall find that any such declarant qualified under either subdivision (a), (b), (c), (d), or (e) hereinabove set forth, a commission as supernumerary circuit judge of the State of Alabama shall thereupon be issued to such declarant by the Governor. The office of circuit judge made vacant by the election of any such declarant shall be filled by appointment of the Governor as now provided by law. This section shall apply only to circuit judges who have been elected to that office."

Section 2. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed; sent forthwith to the House without engrossment.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Davis (<i>Pickens</i>)	James	Robison
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Smith
Bradford	Engelhardt	Metcalf	Tate
Calvin	Flowers	Moses	Van Antwerp
Cantrell	Givhan	Newton	Vann
Cooper	Grisham	Reeves	Yarbrough (<i>Autauga</i>)
Davis (<i>Lowndes</i>)	Hall	Roberts	Yarbrough (<i>Randolph</i>)

—31

Nays:

—0

The Bill:

S. 397. To provide for the operation of Thorsby Institute in Chilton County as a high school in the public school system of said county; making appropriations for that purpose.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (<i>Autauga</i>)
Davis (<i>Lowndes</i>)	James	Roberts	Yarbrough (<i>Randolph</i>)
Davis (<i>Pickens</i>)	Jones		

—33

Nays:

—0

The Bill:

H. 923. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Mobile County to become indebted and issue bonds in evidence of such indebtedness to the amount of three million dollars (\$3,000,000) principal amount for public school building purposes in such county; to pledge certain of the proceeds of any tax heretofore or hereafter levied under Amendment XVIII to the payment of bonds issued hereunder; and to continue to levy a tax in the amount authorized in said Amendment XVIII until all bonds issued hereunder have been paid in full or provisions therefor made.

Was taken up by unanimous consent and was read a third time at length as required by the Constitution and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Eddins	Givhan
Allen	Calvin	Engelhardt	Lamberth
Boutwell	Cantrell	Flowers	Leonard

Little
Metcalf
Shelton

Skidmore
Smith
Tate

Van Antwerp
Vann

Yarbrough (Aufauga)
Yarbrough (Randolph)
—21

Nays:

—0

The Bill:

H. 82. Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Was taken up by unanimous consent.

The Standing Committee on Finance and Taxation reported the following substitute for the bill, to-wit:

FINANCE AND TAXATION COMMITTEE SUBSTITUTE FOR H. B. 82

A BILL TO BE ENTITLED AN ACT

Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The Commission on Education with Respect to Alcoholism is hereby authorized to establish outpatient clinics for the purpose of providing limited care and treatment for persons who are alcoholics. The staff to be employed at each clinic to be established shall consist of such personnel as the Commission shall deem necessary. Such persons as may be employed under the provisions of this Section shall be subject to the State Merit System Law only as to the pay plan. The services of the clinics shall be available to ambulatory voluntary patients who have been residents of this State for a minimum of one year, and who can be treated on an outpatient basis. The services of the clinics shall consist

of such diagnosis, limited medical care and conditions relating to alcoholism, limited psychotherapy, psychiatric case work, information, research and referral as the Commission shall deem necessary.

Section 2. The Commission shall have the power to make suitable arrangements with hospitals for the admittance of alcoholics on a voluntary basis. The Commission may authorize hospitals to employ such other personnel as may be necessary in addition to regular hospital personnel.

Section 3. The Commission is hereby authorized to appoint an administrator who has demonstrated executive managerial ability in fields allied with the medical profession and who shall serve at the pleasure of the Commission and shall not be subject to the State Merit System. The administrator shall perform such duties and functions as the Commission may direct. The salary of the administrator shall be fixed by the Commission and shall be payable in equal semi-monthly installments out of any funds appropriated for the use of the Commission.

Section 4. The Commission shall investigate the financial condition of each person requesting care and treatment at any of the outpatient clinics or hospitals which are accessible for use by the Commission for the care and treatment of alcoholics. If any person is found to be financially able to pay for any services rendered him, the Commission shall assess and collect from him a fee based on ability to pay. Such sums as may be collected by the Commission under the provisions of this Section shall be paid into the State Treasury for credit to the Commission.

Section 5. The Commission may accept or refuse on behalf of and in the name of the State of Alabama any gift of any valuable things, however the gift be created, for any purpose connected with the work of the Commission. Any such property, so given, may be received and held by the Commission as other properties of the Commission are held.

Section 6. The Commission is authorized to rent or lease land, buildings and purchase equipment now available and deemed necessary and suitable for carrying into effect the provisions of this Act. The Commission shall have the management and control of such land, buildings, equipment and facilities so rented or leased and all its financial affairs shall be so conducted subject to the laws of the State of Alabama pertaining to the conduct of the financial affairs of boards, Commissions, and individual agencies. The Commission is authorized to contract with hospitals or institutions not under its control for the care, custody and treatment of alcoholics.

Section 7. There is hereby appropriated to the Commission for each of the two fiscal years ending September 30, 1958, and September 30, 1959, the sum of one hundred fifty thousand dollars (150,000.00) for the purpose of carrying out the provisions of this Act. Such sums shall be paid from the net profits derived from the operation of liquor stores by the Alcoholic Beverage Control Board before any distribution is made under the provisions of Title 29, Sections 10 and 11 of the Code of Alabama, 1940, or under provision of an Act of the Legislature of Alabama, approved June 24, 1943, as amended; distribution of the appropriation herein set out in this act shall be made from time to time when requested by and in such amounts as requested by the Commission during the fiscal year for which net profits are to be ascertained according to reasonable estimates of profits for such year.

Section 8. All laws or parts of laws which conflict with this Act are repealed.

Section 9. This Act shall become effective October 1, 1957.

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Flowers	Moses	Tate
Calvin	Givhan	Newton	Van Antwerp
Cantrell	Grisham	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Flowers	Moses	Tate
Calvin	Givhan	Newton	Van Antwerp
Cantrell	Grisham	Reeves	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays:

—0

The Bill:

S. 351. To amend Section 37, Title 52, Code of Alabama 1940, to authorize the State Board of Education and the trustees of all State institutions respectively, where education is a part of the program of the institution, to borrow money from Federal agencies, or from any private person, or corporation, or lending agency, for the erection of buildings, beautification of grounds, and the erection and maintenance of swimming pools at the several State institutions.

Was taken up by unanimous consent.

The Standing Committee on Education reported the following substitute for the bill, to-wit:

COMMITTEE SUBSTITUTE FOR S. B. 351

A BILL TO BE ENTITLED AN ACT

To amend further Section 37 of Title 52 of the Code of Alabama (1940) which relates to the authority of board and trustees of institutions to borrow from federal agencies or others.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 37 of Title 52 of the Code of Alabama (1940), as amended, is amended further to read as follows:

"Section 37. (a) Authority is hereby granted to the state board of education and the trustees of all state institutions respectively, where

education is a part of the program of the institution, to borrow money from federal agencies, or from any private person, or corporation, or lending agency, for the purchase, erection, or alteration of buildings, purchase of land, beautification of grounds, and the erection and maintenance of swimming pools at the several state institutions, and to comply with the requirements of such federal agencies, or of such private persons, or corporations, or banking agencies, promulgated in reference to moneys so loaned. The state board of education and the trustees of the state institution in question are authorized to issue bonds, warrants or other evidences of debt, for the repayment of the amount borrowed under this section, and to pledge therefor the fees from students to be levied by the institution and other moneys not appropriated by the state to the institution. The bonds, warrants or other evidences of debt issued under the provisions of this section shall not be an obligation of any nature whatsoever of the state, and shall not be payable out of any moneys provided for or appropriated by the state to the institution in question. The state board of education or the trustees of any of said state institutions shall have power at any time or from time to time to issue new bonds in place of those previously issued by such state board of education or said trustees under this section and then outstanding, and subject to call, which new bonds may have terms like or different from the bonds to be refunded, and may be secured by provisions like or different from the bonds to be refunded; provided, however, that such new bonds shall not constitute an extension of the time when the principal of the bonds to be refunded shall be paid or increase the principal thereof. Such bonds may be exchanged for outstanding bonds or may be sold and the proceeds applied to the payment of outstanding bonds, provided that such outstanding bonds can be paid within five months after the issuance of the new bonds.

“(b) Without limiting the generality of the foregoing provisions of this section, the board of trustees of Alabama Polytechnic Institute and the board of trustees of the University of Alabama are authorized to alter, enlarge, and improve existing stadium facilities from time to time at each institution in order to provide each institution with a completely equipped stadium having a permanent and temporary seating capacity for approximately 50,000 persons. Provided, however, that the total amount so borrowed for construction at each institution under the provisions of this section shall not exceed \$1,000,000. The construction, alteration, enlargement and improvement of the stadia shall be performed under the technical supervision of the state building commission. The board of trustees of Alabama Polytechnic Institute and the board of trustees of the University of Alabama shall each have power and authority to negotiate self-liquidating loans, not to exceed the amount herein authorized for each stadium project, with federal agencies, or from any private person, corporation, or lending agency when and as needed to complete the authorized stadia. The boards of trustees of Alabama Polytechnic Institute and the University of Alabama are authorized to issue bonds, warrants, or other evidences of debt for the repayment of any amount borrowed, together with interest. The bonds, warrants or other evidences of debt issued under the provisions of this section shall not be an obligation of any nature whatsoever of the state, and shall not be payable out of any moneys provided for or appropriated by the state to the institution in question. All bonds, warrants, and other evidences of debt issued under this section shall be callable before maturity at the option of the board of trustees issuing the same. Securities issued hereunder shall be special obligations payable from student athletic fees, gate receipts, other moneys and revenues to be derived from the operation of the stadia. The board of trustees of each educational institution are authorized and directed to pledge all or any part of such student athletic fees, gate receipts, other moneys and revenues derived from the use of the stadia, to the payment of the principal of, and interest on

the securities. In order to secure the prompt payment of such principal and interest and the proper application of the student athletic fees, gate receipts, others moneys and revenues pledged thereto, the boards of trustees of Alabama Polytechnic Institute and the University of Alabama are each authorized to covenant by appropriate provisions in the resolution or resolutions authorizing the securities."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Shelton
Allen	Eddins	Lamberth	Skidmore
Bradford	Engelhardt	Little	Smith
Calvin	Flowers	Metcalf	Tate
Cantrell	Givhan	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—31

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cantrell	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar			

—32

Nays:

—0

The Bill:

S. 466. To amend Section 136, Title 45, Code of Alabama (1940), which relates to the duty of the Sheriff or Jailer with regard to receiving into his custody any person committed under criminal charge or offense against the United State.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 32; Nay 1.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Lamberth	Roberts	Tate
Givhan	Leonard	Robison	Van Antwerp
Grisham	Little	Shelton	Vann
Hall	Moses	Skidmore	Yarbrough (Autauga)
James	Reeves	Smith	Yarbrough (Randolph)
Jones			—32

Yeas:

Nay: Mr. Metcalf —1

The Bill:

H. 225. To provide for constructing and equipping a building at Auburn for the State Toxicologist; and to make an appropriation for that purpose.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 33; Nays 0.

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Reeves	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays: —0

The Bill:

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays: —0

The Bill:

H. 299. To propose and provide for an amendment to the Constitution of Alabama of 1901 providing that obligations hereafter incurred and securities hereafter issued by a municipality having a population of less than 6,000 inhabitants for the purpose of acquiring, providing or constructing sanitary or storm water sewers, street or sidewalk improvements, or school houses, shall not under certain circumstances be deemed

to constitute an indebtedness of such municipality within the meaning of Section 225 of said constitution.

Was taken up by unanimous consent and was read a third time at length as required by the Constitution and passed.

Yeas 31; Nays 0.

Yeas.

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Moses	Vann
Cooper	Hall	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)

—31

Nays:

—0

The Bill:

H. 445. To transfer funds heretofore appropriated for Bangs' Disease control from amounts therein designated to be expended for salaries and for equipment purchases to the amount to be expended for other expenses during the fiscal year ending September 30, 1957.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cantrell	Hall	Newton	Vann
Davis (Lowndes)	James	Reeves	Yarbrough (Autauga)
Davis (Pickens)	Jones	Roberts	Yarbrough (Randolph)

—32

Nays:

—0

The Bill:

S. 48. To amend further Act No. 703, H. 544, approved September 5, 1951 (Acts of Alabama, 1951, p. 1211), which created state and county departments of public welfare, by prohibiting the payment of aid to dependent children to any unwed mother on behalf of more than one illegitimate child.

Was taken up by unanimous consent.

The Standing Committee on Public Welfare and Correctional Institutions offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR SENATE BILL 48

A BILL TO BE ENTITLED AN ACT

To amend Title 49, Section 17 (14), Code of Alabama, 1940, which relates to the payment of public assistance.

Be It Enacted by the Legislature of Alabama:

Section 1, Section 17 (14) of Title 49, Code of Alabama, 1940, is hereby amended to read as follows:

Section 17 (14). Public assistance; to whom payable.—Public assistance shall be payable under this chapter to or on behalf of any person who is a needy blind person within the requirements of this chapter, or is a needy person over the age of 65 within the requirements of this chapter, or is a dependent child within the requirements of this chapter, or who is permanently and totally disabled within the requirements of this chapter. No public assistance shall be payable under this chapter to or on behalf of any person who is an inmate of a public institution, except that such assistance may be payable to or on behalf of persons who are patients in public institutions where such payments are matchable under provisions of the Federal Social Security Act; provided further that the state department shall not grant assistance to inmates of any institution, whether public or private, unless that institution conforms to requirements under the provisions of the Federal Social Security Act and applicable statutes of Alabama.

A. Blind assistance shall be payable under this chapter to or on behalf of any person who shall comply with the other requirements of this chapter and who: (a) is blind according to the definition of blindness established by the state department; (b) has not sufficient income and resources from all sources to provide a reasonable subsistence compatible with decency and health; provided, however, that any earned income required by the Federal Social Security Act to be disregarded is hereby excepted; (c) has resided in the state for at least one year immediately preceding the filing of application for assistance; (d) is not receiving any other type of public assistance for which federal matching is available; (e) has not directly or indirectly disposed of or deprived himself of any property for the purpose of qualifying for the benefits of this chapter; and (f) no application for blind assistance shall be approved until the applicant has been examined by a duly licensed ophthalmologist or a licensed physician skilled in the diseases of the eye or a licensed optometrist, whichever the individual may select. The examiner shall certify to the county department in writing the results of the examination upon forms prescribed by the state department; and (g) shall not during the period of receiving assistance publicly solicit alms. The term "publicly solicit alms" shall be construed to mean either the wearing, carrying, or exhibiting signs denoting blindness, for the securing of alms, or the carrying of receptacles for the purpose of securing alms or the doing of some by proxy; or the stationary or house-to-house begging or any other means of securing alms.

B. Old age assistance shall be payable under this chapter to or on behalf of any needy person who has attained the age of 65 years, who shall comply with the other requirements of this chapter and who: (a) Has resided in the state for at least one year immediately preceding the filing of his application for old age assistance; (b) has not sufficient income and resources from all sources to provide a reasonable subsistence compatible with decency and health; (c) has not directly or indirectly disposed of or deprived himself of any property for the purpose of qualifying for the benefits of this chapter; and (d) is not receiving any other type of public assistance for which federal matching is available.

C. Aid to dependent children shall be payable under this chapter on behalf of any needy child who is a dependent child as defined in the

Federal Social Security Act or amendments thereto who shall comply with the applicable requirements of this chapter, and who is living in a suitable family home meeting the standards of care, health, and morals, fixed by the laws of this state and the rules and regulations of the state department, and who: (a) Has not sufficient income and resources from all sources to provide a reasonable subsistence compatible with decency and health; (b) who meets any one of the following residence requirements—(1) has resided within the state for one year immediately preceding the application for aid, or (2) was born within the state within one year immediately preceding the application for aid, or whose parent or other near relative (as defined by the Federal Social Security Act) with whom the child is living has resided in the state for one year immediately preceding the birth of said child; (c) has not directly or indirectly disposed of or deprived himself of any property for the purpose of qualifying for the benefit of this chapter; and (d) is not receiving any other type of public assistance for which federal matching is available. Any person having knowledge that any child is dependent and in need and if the interest of the public requires that such child be granted aid may bring such fact to the attention of the county department in the county where the child resides. It is provided, however, that no assistance shall be paid on behalf of a person living with his mother when said mother has had an illegitimate child after receiving aid under this Act and after the effective date of this Act unless and until satisfactory proof has been presented to the county board showing that the mother has ceased her illicit relationships and is maintaining a suitable family home for the children.

D. Aid to the permanently and totally disabled shall be payable under this chapter to or on behalf of any needy person 18 years of age or older who shall comply with the other requirements of this chapter and who: (a) is permanently and totally disabled according to the definition of permanent and total disability established by the state department and whose needy condition is primarily due to these limitations so that he is unable to provide himself with the necessities of life; (b) has not sufficient income and resources from all sources to provide a reasonable subsistence compatible with decency and health; (c) has resided in the state for at least one year immediately preceding the filing of application for assistance; (d) has not directly or indirectly disposed of or deprived himself of any property for the purpose of qualifying for the benefits of this chapter; and (e) is not receiving any other type of public assistance for which federal matching is available."

Section 2. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 7.

Yeas:

Messrs.:	Davis (Lowndes)	Grisham	Robison
Allen	Davis (Pickens)	Hall	Shelton
Boutwell	Dyar	James	Tate
Bradford	Eddins	Jones	Vann
Calvin	Engelhardt	Little	Yarbrough (Autauga)
Cantrell	Flowers	Reeves	Yarbrough (Randolph)
Cooper	Givhan		

Nays:

Messrs.:	Metcalf	Newton	Skidmore
Lamberth	Moses	Roberts	Van Antwerp

—7

And said bill, as thus amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 26; Nays 8.

Yeas:

Messrs.:	Davis (Lowndes)	Grisham	Shelton
Allen	Davis (Pickens)	Hall	Smith
Boutwell	Dyar	James	Tate
Bradford	Eddins	Jones	Vann
Calvin	Engelhardt	Little	Yarbrough (Autauga)
Cantrell	Flowers	Reeves	Yarbrough (Randolph)
Cooper	Givhan	Robison	

—26

Nays:

Messrs.:	Metcalf	Newton	Skidmore
Lamberth	Moses	Roberts	Van Antwerp
Leonard			

—8

The Bill:

S. 392. To propose an amendment to the Constitution of Alabama relating to the abolition of Macon County.

Was taken up by unanimous consent.

The Standing Committee on Local Legislation reported the following substitute for the bill, to-wit:

SUBSTITUTE FOR S. B. 392

A BILL TO BE ENTITLED AN ACT

To propose an amendment to the Constitution of Alabama relating to the abolition of Macon County.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment to the Constitution of Alabama is proposed, to become valid as a part of the Constitution when approved by a majority of the qualified electors voting thereon and upon proclamation by the Governor.

PROPOSED AMENDMENT

The County of Macon is hereby abolished, and its territory and jurisdiction are apportioned among the counties of Tallapoosa, Lee, Bullock, Montgomery, and Elmore as hereinafter provided.

The territory embraced within the following boundaries is transferred to the County of Tallapoosa:

Begin at the SW corner of Section 24, Township 17 North, Range 23 East; thence to the point where the southern boundary of Section 20, Township 17 North, Range 24 East, intersects the northern boundary of the right-of-way for the highway now designated as U. S. Highway No.

80; thence northeastwardly along the northern boundary of the right-of-way for the highway now designated as U. S. Highway No. 80 to the point where said northern boundary of said right-of-way intersects the range line which divides Range 24 East and Range 25 East; thence northwardly along the said range line to the SE corner of Section 13, Township 18 North, Range 24 East; thence northwestwardly to the SE corner of Section 5, Township 18 North, Range 24 East; thence north to the NE corner of Section 5, Township 18 North, Range 24 East; thence westwardly to the SE corner of Section 36, Township 19 North, Range 23 East; thence north to the NE corner of Section 36, Township 19 North, Range 23 East; thence west to the NW corner of Section 36, Township 19 North, Range 23 East; thence south to the SW corner of Section 36, Township 19 North, Range 23 East; thence west along the township line which divides Township 18 North and Township 19 North to the NW corner of Section 6, Township 18 North, Range 23 East; thence South along the range line which divides Range 22 East and Range 23 East to the SW corner of Section 31, Township 18 North, Range 23 East; thence westwardly along the township line dividing Township 17 North and Township 18 North to the point where said township line intersects the center line of the Tallapoosa River; thence southwardly along the meanderings of the Tallapoosa River to the point where the center line of the said river intersects the section line which divides Section 8 and Section 17, Township 17 North, Range 22 East; thence eastwardly to the SW corner of Section 12, Township 17 North, Range 23 East; thence southwardly to the point of beginning, the SW corner of Section 24, Township 17 North, Range 23 East

The territory embraced within the following boundaries is transferred to the County of Lee:

Begin at the NW corner of Section 19, Township 18 North, Range 25 East; thence southeastwardly to the NW corner of Section 6, Township 17 North, Range 26 East; thence eastwardly to the NE corner of Section 4, Township 17 North, Range 26 East; thence southwardly to the SE corner of Section 33, Township 17 North, Range 26 East; thence westwardly along the township line dividing Township 16 North and Township 17 North to the SW corner of Section 35, Township 17 North, Range 24 East; thence northwardly to the point where the northern boundary of the right-of-way for the highway now designated as U. S. Highway No. 80 intersects the section line which divides Section 14 and Section 15, Township 17 North, Range 24 East; thence northeastwardly along the northern boundary of said right-of-way of said highway to the point where said northern boundary of said right-of-way intersects the range line which divides Range 24 East and Range 25 East; thence northwardly along the said range line to the point of origin, the NW corner of Section 19, Township 18 North, Range 25 East.

The territory embraced within the following boundaries is transferred to the County of Bullock:

Begin at the point where the section line which divides Section 14 and Section 15, Township 17 North, Range 24 East, intersects the northern boundary of the right-of-way for the highway now designated as U. S. Highway No. 80; thence southwardly to the SE corner of Section 34, Township 17 North, Range 24 East; thence eastwardly to the NE corner of Section 4, Township 16 North, Range 26 East; thence southwardly to the SE corner of Section 33, Township 15 North, Range 26 East; thence westwardly along the township line which divides Township 14 North and Township 15 North to the point where said township line intersects the western boundary of the right-of-way for the highway now designated as U. S. Highway No. 29; thence northwardly along the western boundary of the right-of-way for the highway now designated as U. S. Highway No. 29 to the point where said boundary of said

highway intersects the section line which divides Section 23 and Section 24, Township 15 North, Range 23 East; thence northwardly to the NW corner of Section 12, Township 16 North, Range 23 East; thence east to the NE corner of Section 12, Township 16 North, Range 23 East; thence northwardly to the NW corner of Section 6, Township 16 North, Range 23 East; thence northwardly to the NW corner of Section 6, Township 16 North, Range 24 East; thence eastwardly to the point where the section line which divides Section 6, Township 16 North, Range 24 East, and Section 31, Township 17 North, Range 24 East, intersects the present southwestern boundary of the City of Tuskegee; thence in a northwesterly, southwesterly, northwesterly, and northeasterly direction, following the present western boundary of the City of Tuskegee, to the NW corner of Section 30, Township 17 North, Range 24 East; thence eastwardly to the point where the section line which divides Section 20 and Section 29, Township 17 North, Range 24 East intersects the northern boundary of the right-of-way for the highway now designated as U. S. Highway No. 80; thence northeastwardly along the northern boundary of the right-of-way for said highway to the point of beginning, the point where the northern boundary of the right-of-way for said highway intersects the section line which divides Section 14 and Section 15, Township 17 North, Range 24 East.

The territory embraced within the following boundaries is transferred to the County of Montgomery:

Begin at the point where the section line which divides Section 6, Township 16 North, Range 24 East, and Section 31, Township 17 North, Range 24 East, intersects the present southwestern boundary of the City of Tuskegee; thence westwardly to the SE corner of Section 36, Township 17 North, Range 23 East; thence south to the SE corner of Section 1, Township 16 North, Range 23 East; thence west to the SE corner of Section 2, Township 16 North, Range 23 East; thence southwardly to the point where the western boundary of the right-of-way for the highway now designated as U. S. Highway No. 29 intersects the section line which divides Section 23 and Section 24, Township 15 North, Range 23 East; thence southwardly along the western boundary of the right-of-way for said highway to the point where said boundary intersects the township line which divides Township 14 North and Township 15 North; thence westwardly along the township line which divides Township 14 North and Township 15 North to the point in Range 22 East where said township line crosses the center line of Bughall Creek; thence northwardly along the center line of Bughall Creek to the confluence of Bughall Creek and Old Town Creek; thence northwestwardly along the center line of Old Town Creek to the point where the center line of said creek crosses the range line which divides Range 21 East and Range 22 East; thence southwardly along the range line which divides Range 21 East and Range 22 East to the SE corner of Section 13, Township 15 North, Range 21 East; thence westwardly to the SW corner of Section 14, Township 15 North, Range 21 East; thence north along the western boundary of Section 14, Township 15 North, Range 21 East, to the point where said boundary intersects the center line of Line Creek; thence northwestwardly along the center line of Line Creek to the point in Township 17 North, Range 20 East, where the center line of the said creek intersects the center line of the Tallapoosa River; thence northeastwardly along the meanderings of the Tallapoosa River to the point where the center line of the said river intersects the section line which divides Section 13 and Section 14, Township 17 North, Range 21 East; thence southwardly to the midpoint of the section line which divides Section 35 and Section 36, Township 17 North, Range 21 East; thence westwardly to the midpoint of the section line which divides Section 35 and Section 36, Township 17 North, Range 23 East; thence northeastwardly to the point where the section line which divides Section 36,

Township 17 North, Range 23 East, and Section 31, Township 17 North, Range 24 East, intersects the present western boundary of the City of Tuskegee; thence southeastwardly to the point of origin, the point where the present southwestern boundary of the City of Tuskegee intersects the section line which divides Section 6, Township 16 North, Range 24 East, and Section 31, Township 17 North, Range 24 East.

The territory embraced within the following boundaries is transferred to the County of Elmore:

Begin at the point where the present western boundary of the City of Tuskegee intersects the section line which divides Section 36, Township 17 North, Range 23 East, and Section 31, Township 17 North, Range 24 East; thence southwestwardly to the midpoint of the section line which divides Section 35 and Section 36, Township 17 North, Range 23 East; thence westwardly to the midpoint of the section line which divides Section 35 and Section 36, Township 17 North, Range 21 East; thence northwardly to the point where the center line of the Tallapoosa River intersects the section line which divides Section 13 and Section 14, Township 17 North, Range 21 East; thence in an easterly and northerly direction along the center line of the Tallapoosa River to the point where the center line of the river intersects the section line which divides Section 8 and Section 17, Township 17 North, Range 22 East; thence eastwardly to the NE corner of Section 14, Township 17 North, Range 23 East; thence southwardly to the SE corner of Section 23, Township 17 North, Range 23 East; thence east to the NE corner of Section 25, Township 17 North, Range 23 East; thence in a southwesterly, southeasterly, northeasterly, southeasterly, direction, along the present western boundary of the City of Tuskegee to the point of origin, the point where the present western boundary of the City of Tuskegee intersects the section line which divides Section 36, Township 17 North, Range 23 East, and Section 31, Township 17 North, Range 24 East.

Immediately upon the effective date of this amendment the Governor shall appoint a commissioner who shall have charge of effectuating the dissolution of Macon County, but who shall perform his duties under the general direction of the presiding judge of the circuit court of Montgomery County. The commissioner shall take charge of the personal property belonging to Macon County, and shall dispose of salable personal property at the highest obtainable prices. The monies derived from the sale of the county's personal property, and all other personal property owned by Macon County, shall be apportioned by the commissioner among the counties of Tallapoosa, Lee, Bullock, Montgomery, and Elmore in approximately the same ratio as the assessed property **valuations of the areas transferred** to those counties bear to the total assessed property valuation of Macon County. Title to real property owned by Macon County is hereby transferred to the county in which such property becomes situated. The county in which the Macon County courthouse becomes situated, however, shall maintain the Macon County courthouse as a branch courthouse, in which the noncurrent records of Macon County shall be stored until disposed of in accordance with provisions of law. The county in which the Macon County courthouse becomes situated shall provide an overseer of the noncurrent records of Macon County. The overseer shall preserve such records, and maintain them in an orderly and usable manner, and shall provide access to such records to all interested persons. It is provided, however, that this amendment shall not authorize the removal of the courthouse or county site of the county in which the Macon County courthouse becomes situated; the courthouse or county site of such county shall remain at the established seat of government of the county until and unless the courthouse or county site is removed from its present location in the manner provided in the Constitution and laws of this State. The commissioner

shall transfer the current records of Macon County, and the records needed by officers of the counties to which Macon County territory is transferred, to the appropriate county offices. Taxes which are due Macon County, but which are unpaid at the time this amendment becomes effective shall be payable in the following manner: Taxes which are paid on the basis of residence shall be payable to the county of which the taxpayer becomes a resident; taxes paid on the basis of the situs of property shall be payable to the county in which the property becomes situated, except that taxes owing on personal property shall be payable to the county of which the owner becomes a resident; business licenses and other licenses and permits necessary to engage in any occupation or activity shall be payable to the county in which the business or activity is engaged in or carried on. Taxes which become due after this amendment becomes effective shall be due the appropriate county. The outstanding debts of Macon County shall be transferred to and assumed by the counties to which the territory of Macon County is transferred in approximately the same ratio as the assessed property valuations of the areas transferred to those counties bear to the total assessed property valuation of Macon County. Cases pending in the courts of Macon County shall be transferred for trial to the appropriate courts of Lee County, in the same manner as now provided by law for a change of venue from one county to another, except that no affidavit or depositions shall be required. Prisoners held in jails other than municipal jails situated in Macon County shall be transferred to the county jail of Lee County, to await trial in the courts of Lee County or to serve out their sentences as the case may be. Macon County's share of all state gasoline excise tax proceeds required by law to be divided and distributed equally among sixty-seven counties of the State shall be apportioned among the counties of Tallapoosa, Lee, Bullock, Montgomery, and Elmore in approximately the same ratio as the assessed property valuations of the areas transferred to those counties bear to the total assessed property valuation of Macon County. The officers and employees of Macon County are hereby granted a period of 45 days from the effective date of this amendment to close the affairs of their offices, during which period they shall receive their usual pay and allowances from the funds of Macon County. It shall be the duty of the commissioner provided for herein, subject to the general direction of the presiding judge of the circuit court of Montgomery County, to see that the provisions and purposes of this amendment are executed. The provisions of this amendment shall become operative four years from the date of its ratification.

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday in May in 1958. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17 of the Code of Alabama (1940).

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the State. In every county in which no newspaper is published, a copy of the notice shall be posted at each courthouse and post office.

Mr. Engelhardt offered the following amendment to the substitute for the bill, S. B. 392, to-wit:

AMENDMENT TO SUBSTITUTE FOR S. B. 392

Amend substitute for S. B. 392 by adding after the word "situated" where the same appears on line 17 of page 4 of said bill the following: "and provided further that the courthouse or county site of the county

of which the courthouse or county site of Macon County becomes a part shall hereafter and always remain at Union Springs, Alabama."

Further amend said substitute for S. B. 392 by striking therefrom the following words as they appear on lines 18, 19, 20 and 21 of page 4: "the courthouse or county site of such county shall remain at the established seat of government of the county until and unless the courthouse or county site is removed from its present location in the manner provided in the Constitution and laws of this State."

Which was adopted.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Skidmore
Allen	Flowers	Metcalf	Smith
Boutwell	Givhan	Moses	Tate
Bradford	Hall	Newton	Van Antwerp
Calvin	James	Roberts	Vann
Cooper	Jones	Robison	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Shelton	Yarbrough (Randolph)
Eddins			—28

Nays:

—0

Mr. Metcalf then offered the following amendment to the substitute, as amended, for the bill, to-wit:

Amend the substitute for S. B. 392 as follows:

On page 4, in Section 1, before the last sentence of said section, insert the following sentence: After the effective date of this amendment, the twenty-sixth senatorial district shall be composed of the counties of Bullock and Lee and the twenty-seventh senatorial district shall be composed of Russell County only.

On motion of Mr. Engelhardt, said amendment was laid on the table.

Yeas 26; Nays 4.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Smith
Bradford	Engelhardt	Little	Tate
Calvin	Givhan	Moses	Van Antwerp
Cooper	Hall	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—26

Nays: Messrs.: Cantrell, Flowers, Metcalf, and Skidmore —4

And the substitute, as amended, for the bill, S. B. 392, was then adopted.

Yeas 30; Nay 1.

Yeas:

Messrs.:	Cooper	Engelhardt	Jones
Allen	Davis (Lowndes)	Flowers	Lamberth
Boutwell	Davis (Pickens)	Givhan	Leonard
Bradford	Dyar	Hall	Little
Calvin	Eddins	James	Moses

Newton	Shelton	Tate	Yarbrough (Autauga)
Reeves	Skidmore	Van Antwerp	Yarbrough (Randolph)
Robison	Smith	Vann	—30

Nay: Mr. Metcalf —1

And said bill, as thus amended by the substitute, was then read a third time at length as required by the Constitution and passed and ordered sent forthwith to the House without engrossment.

Yeas 30; Nay 1.

Yeas:

Messrs.:	Eddins	Leonard	Skidmore
Allen	Engelhardt	Little	Smith
Boutwell	Flowers	Moses	Tate
Bradford	Givhan	Newton	Van Antwerp
Calvin	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth	Shelton	—30

Nay: Mr. Metcalf —1

The Bill:

S. 21. To make an appropriation for the support of the Council of State Governments.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Shelton
Allen	Engelhardt	Metcalf	Skidmore
Boutwell	Flowers	Moses	Smith
Bradford	Hall	Newton	Tate
Calvin	James	Reeves	Van Antwerp
Cooper	Jones	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Lamberth	Robison	Yarbrough (Randolph)
Davis (Pickens)	Leonard		—29

Nays: —0

The Bill:

H. 110. To amend Section 4 of Title 19, Code of Alabama (1940), which relates to the order of the court on filing an application for condemnation, and the notice required to be given the owners of the land sought to be condemned.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Calvin	Eddins	Hall
Allen	Cooper	Engelhardt	James
Boutwell	Davis (Lowndes)	Flowers	Jones
Bradford	Davis (Pickens)	Givhan	Lamberth

Leonard	Newton	Shelton	Van Antwerp
Little	Reeves	Skidmore	Vann
Metcalf	Roberts	Smith	Yarbrough (Autauga)
Moses	Robison	Tate	Yarbrough (Randolph)
			—31

Nays:

—0

The Bill:

S. 471. To create an inferior Court, to be known as the DeKalb County Inferior Court of DeKalb County, Alabama, with the power of justice of the Peace; To prescribe the jurisdiction, authority, powers and duties of said Court and Officers thereof; To provide rules and procedures of said Court; To provide that the DeKalb County Commission shall provide quarters and supplies for said Court; and to provide for the execution of process and operation of said Court:

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Jones	Roberts	Tate
Allen	Little	Robison	Van Antwerp
Boutwell	Metcalf	Shelton	Vann
Dyar	Moses	Skidmore	Yarbrough (Autauga)
Eddins	Newton	Smith	Yarbrough (Randolph)
Engelhardt	Reeves		—21

Nays:

—0

The Bill:

S. 472. To establish a DeKalb County Superior Court for DeKalb County; to define its jurisdiction and powers; To provide for its officers, their powers, duties and compensation; To provide for its officers, shall be open at all times for the trial of cases and transaction of business; Prescribing rules and procedure of said Court; and to provide for the transfer of cases now pending in the DeKalb County Court to the DeKalb County Superior Court; To provide for the repeal of the DeKalb County Court, DeKalb County, Alabama, as created by Act #179 Local Acts, 1927 Legislature, pages 93 to 101 inclusive, as amended; To create a fine and forfeiture fund and to provide for payment of claims, to transfer funds from DeKalb County Fine and Forfeiture Fund to DeKalb County Superior Court Fine and Forfeiture Fund; To provide for a Solicitor for the DeKalb County Superior Court, his term of office and election, compensation and duties; To provide for payment of expenses of said Court out of the General Fund of DeKalb County, Alabama.

Was taken up by unanimous consent and was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Tate
Allen	Engelhardt	Little	Van Antwerp
Boutwell	Flowers	Metcalf	Vann
Davis (Lowndes)	James	Moses	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays:

—0

The Bill:

H. 951. To alter, re-arrange and extend the boundaries of the municipality of Butler in Choctaw County; annexing certain territory to said town.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Tate
Allen	Engelhardt	Metcalf	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Givhan	Skidmore	Yarbrough (Autauga)
Calvin	Lamberth	Smith	Yarbrough (Randolph)
Cantrell	Leonard		—21

Nays:

—0

The Bill:

H. 283. To authorize the boards of registrars to strike the names of registered voters from the registration lists at any time the board is in session, provided that certain conditions prescribed in the Act have been met.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Skidmore
Allen	Engelhardt	Metcalf	Smith
Boutwell	Flowers	Moses	Tate
Bradford	Givhan	Newton	Van Antwerp
Calvin	Hall	Roberts	Vann
Cooper	James	Robison	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Shelton	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—29

Nays:

—0

The Bill:

H. 79. To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

Was taken up by unanimous consent.

Mr. Yarbrough (Randolph) offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 79, as follows:

On page 1, in Section 2, strike out the first two sentences of said section and insert in lieu thereof the following:

The Commission shall have twenty-one members. Three members shall be appointed by the Governor and shall be engaged in the field of public education. No person holding a public office, other than as a

member of the Legislature, shall be eligible for appointment as a member of the Commission, or be qualified to serve if appointed.

Which was adopted.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Flowers	Little	Skidmore
Allen	Givhan	Metcalf	Smith
Boutwell	Hall	Moses	Tate
Bradford	James	Newton	Van Antwerp
Calvin	Jones	Roberts	Vann
Cooper	Lamberth	Robison	Yarbrough (Autauga)
Davis (Pickens)	Leonard	Shelton	Yarbrough (Randolph)
Eddins			—28

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 28; Nay 1.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Moses	Tate
Calvin	Hall	Newton	Van Antwerp
Cooper	James	Roberts	Vann
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)			—28

Nay: Mr. Metcalf —1

The Bill:

H. 897. To alter or re-arrange the boundary lines of the City of Attalla, Etowah County, Alabama so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Was taken up by unanimous consent and was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays: —0

The Bill:

S. 91. Proposing an amendment of Sections 50 and 198 of the Constitution to provide for each county created after the ratification of the 1901 Constitution one member of the house of representatives for every forty-five thousand inhabitants or fractional part thereof.

Was taken up by unanimous consent and was read a third time at length as required by the Constitution and passed and ordered sent forthwith to the House without engrossment.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Little	Smith
Allen	Eddins	Metcalf	Tate
Boutwell	Engelhardt	Newton	Van Antwerp
Bradford	Flowers	Roberts	Vann
Calvin	James	Robison	Yarbrough (Autauga)
Cooper	Jones	Shelton	Yarbrough (Randolph)
Davis (Lowndes)	Lamberth	Skidmore	—26

Nays:

—0

The Bill:

H. 289. To prescribe a method of making gifts of securities and money to minors and of regulating the management and control of such gifts during the minority of the donees thereof.

Was taken up by unanimous consent.

Mr. Boutwell offered the following substitute for the bill, to-wit:

SENATE SUBSTITUTE FOR H. B. 289

A BILL TO BE ENTITLED AN ACT

Concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions. In this act, unless the context otherwise requires:

(a) An "adult" is a person who has attained the age of twenty-one years.

(b) A "bank" is a bank, trust company, national banking association, savings bank, industrial bank, or any corporation having trust powers.

(c) A "broker" is a person lawfully engaged in the business of effecting transactions in securities for the account of others. The term includes a bank which effects such transactions. The term also includes a person lawfully engaged in buying and selling securities for his own account through a broker or otherwise, as a part of a regular business.

(d) "Court" means the Circuit Court sitting in Equity.

(e) "The custodial property" includes:

(1) all securities and money under the supervision of the same custodian for the same minor as a consequence of a gift or gifts made to the minor in a manner prescribed in this act;

(2) the income from the custodial property; and

(3) the proceeds, immediate and remote, from the sale, exchange, conversion, investment, reinvestment or other disposition of such securities, money and income.

(f) A "custodian" is a person so designated in a manner prescribed in this act.

(g) a "guardian" of a minor includes the general guardian, guardian, tutor or curator of his property, estate or person.

(h) An "issuer" is a person who places or authorizes the placing of his name on a security (other than as a transfer agent) to evidence that it represents a share, participation or other interest in his property or in an enterprise or to evidence his duty or undertaking to perform an obligation evidenced by the security, or who becomes responsible for or in place of such person.

(i) A "legal representative" of a person is his executor or the administrator, general guardian, guardian, committee, conservator, tutor or curator of his property or estate.

(j) A "member" of a "minor's family" means any of the minor's parents, grandparents, brothers, sisters, uncles and aunts, whether of the whole blood or the half blood, or by or through legal adoption.

(k) A "minor" is a person who has not attained the age of twenty-one years.

(l) A "security" includes any note, stock, treasury stock, bond, debenture, evidence of indebtedness, certificate of interest or participation in an oil, gas or mining title or lease or in payments out of production under such a title or lease, collateral trust certificate, transferable share, voting trust certificate, or, in general, any interest or instrument commonly known as a security, or any certificate of interest or participation in, any temporary or interim certificate, receipt or certificate of deposit for, or any warrant or right to subscribe to or purchase, any of the foregoing. The term does not include a security of which the donor is the issuer. A security is in "registered form" when it specifies a person entitled to it or to the rights it evidences and its transfer may be registered upon books maintained for that purpose by or on behalf of the issuer.

(m) A "transfer agent" is a person who acts as authenticating trustee, transfer agent, registrar or other agent for an issuer in the registration of transfers of its securities or in the issue of new securities or in the cancellation of surrendered securities.

(n) A "trust company" is a bank authorized to exercise trust powers.

Section 2. Manner of Making Gift.

(a) **An adult person may, during his lifetime, make a gift of a security or money to a person who is a minor on the date of the gift:**

(1) if the subject of the gift is a security in registered form, by registering it in the name of the donor, another adult person or a trust company, followed, in substance, by the words: "as custodian for

----- under the Alabama Uniform Gifts to Minors Act";
(name of minor)

(2) if the subject of the gift is a security not in registered form, by delivering it to an adult person other than the donor or a trust company, accompanied by a statement of gift in the following form, in substance, signed by the donor and the person designated as custodian.

"GIFT UNDER THE ALABAMA UNIFORM GIFTS TO MINORS ACT

"I, -----, hereby deliver to
(name of donor)

..... as custodian for
(name of custodian)

..... under the Alabama Uniform
(name of minor)

Gifts to Minors Act, the following security(ies): insert an appropriate description of the security or securities delivered sufficient to identify it or them)

.....
(signature of donor)

"..... hereby acknowledges
(name of custodian)

receipt of the above described security(ies) as custodian for the above minor under the Alabama Uniform Gifts to Minors Act.

"Dated:
(signature of custodian) "

(3) if the subject of the gift is money, by paying or delivering it to a broker or a bank for credit to an account in the name of the donor, another adult person or a bank with trust powers, followed, in substance, by the words: "as custodian for under the
(name of minor)

Alabama Uniform Gifts to Minors Act."

(b) Any gift made in a manner prescribed in Subsection (a) may be made to only one minor and only one person may be the custodian.

(c) A donor who makes a gift to a minor in a manner prescribed in Subsection (a) shall promptly do all things within his power to put the subject of the gift in the possession and control of the custodian, but neither the donor's failure to comply with this Subsection, nor his designation of an ineligible person as custodian, nor renunciation by the person designated as custodian affects the consummation of the gift.

Section 3. Effect of Gift.

(a) A gift made in a manner prescribed in this act is irrevocable and conveys to the minor indefeasibly vested legal title to the security or money given, but no guardian of the minor has any right, power, duty or authority with respect to the custodial property except as provided in this act.

(b) By making a gift in a manner prescribed in this act, the donor incorporates in his gift all the provisions of this act and grants to the custodian, and to any issuer, transfer agent, bank, broker or third person dealing with a person designated as custodian, the respective powers, rights and immunities provided in this act, and shall be conclusively deemed to have so contracted.

Section 4. Duties and Powers of Custodian.

(a) The custodian shall collect, hold, manage, invest and reinvest the custodial property.

(b) The custodian shall pay over to the minor for expenditure by him, or expend for the minor's benefit, so much of or all the custodial property as the custodian deems advisable for the support, maintenance, education and benefit of the minor in the manner, at the time or times, and to the extent that the custodian in his discretion deems suitable and

proper, with or without court order, with or without regard to the duty of himself or of any other person to support the minor or his ability to do so, and with or without regard to any other income or property of the minor which may be applicable or available for any such purpose.

(c) The court, on the petition of a parent or guardian of the minor or of the minor, if he has attained the age of fourteen years, may order the custodian to pay over to the minor for expenditure by him or to expend so much of or all the custodial property as is necessary for the minor's support, maintenance or education.

(d) To the extent that the custodial property is not so expended, the custodian shall deliver or pay it over to the minor on his attaining the age of twenty-one years, or, if the minor dies before attaining the age of twenty-one years, he shall thereupon deliver or pay it over to the estate of the minor.

(e) The custodian, notwithstanding statutes restricting investments by fiduciaries, shall invest and reinvest the custodial property as would a prudent man of discretion and intelligence who is seeking a reasonable income and the preservation of his capital, except that he may, in his discretion and without liability to the minor or his estate, retain a security given to the minor in a manner prescribed in this act.

(f) The custodian may sell, exchange, convert or otherwise dispose of custodial property in the manner, at the time or times, for the price or prices and upon the terms he deems advisable. He may vote in person or by general or limited proxy a security which is custodial property. He may consent, directly or through a committee or other agent, to the reorganization, consolidation, merger, dissolution or liquidation of an issuer, a security which is custodial property, and to the sale, lease, pledge or mortgage of any property by or to such an issuer, and to any other action by such an issuer. He may execute and deliver any and all instruments in writing which he deems advisable to carry out any of his powers as custodian.

(g) The custodian shall register each security which is custodial property and in registered form in the name of the custodian, followed, in substance, by the words: "as custodian for _____
(name of minor)

under the Alabama Uniform Gifts to Minors Act." The custodian shall hold all money which is custodial property in any account with a broker or in a bank in the name of the custodian, followed in substance by the words: "as custodian for _____
(name of minor)

under the Alabama Uniform Gifts to Minors Act." The custodian shall keep all other custodial property separate and distinct from his own property in a manner to identify it clearly as custodian property.

(h) The custodian shall keep records of all transactions with respect to the custodial property and make them available for inspection at reasonable intervals by a parent or legal representative of the minor or by the minor, if he has attained the age of fourteen years.

(i) A custodian has, with respect to the custodial property, in addition to the rights and powers provided in this act, all the rights and powers which a guardian has with respect to property not held as custodial property.

Section 5. Custodian's Expenses, Compensation, Bond and Liabilities.

(a) A custodian is entitled to reimbursement from the custodial property for his reasonable expenses incurred in the performance of his duties.

(b) A custodian may act without compensation for his services.

(c) Unless he is a donor, a custodian may receive from the custodial property reasonable compensation for his services determined by one of the following standards in the order stated:

- (1) A direction by the donor when the gift is made;
- (2) A statute of this state applicable to custodians;
- (3) The statute of this state applicable to guardians;
- (4) An order of the court.

(d) Except as otherwise provided in this act, a custodian shall not be required to give a bond for the performance of his duties.

(e) A custodian not compensated for his services is not liable for losses to the custodial property unless they result from his bad faith, intentional wrongdoing or gross negligence or from his failure to maintain the standard of prudence in investing the custodial property provided in this act.

Section 6. Exemption of Third Persons from Liability.

(a) No issuer, transfer agent, bank, broker or other person acting on the instructions of or otherwise dealing with any person purporting to act as a donor or in the capacity of a custodian is responsible for determining whether the person designated by the purported donor or purporting to act as a custodian has been duly designated or whether any purchase, sale or transfer to or by or any other act of any person purporting to act in the capacity of custodian is in accordance with or authorized by this act, or is obliged to inquire into the validity or propriety under this act of any instrument or instructions executed or given by a person purporting to act as a donor or in the capacity of a custodian, or is bound to see to the application by any person purporting to act in the capacity of a custodian of any money or other property paid or delivered to him.

(b) When any deposit of cash or securities shall be made by a person purporting to act as custodian for a minor hereunder or under a similar law of another state, the deposit together with any interest or dividends credited thereon may be paid or delivered to or upon the order of such person, or his successor as custodian, or to a minor upon the minor's attaining twenty-one years if no custodian is acting at the time of such payment or delivery, and any receipt or order of such person, successor or minor shall be valid and sufficient release and discharge of the depository for any payment or delivery so made. No depository dealing with a person purporting to act as a custodian for a minor hereunder shall be bound to inquire into any facts bearing upon the designation of such person as such custodian or the propriety of or authority for any act of such person or the age of the person designated as a minor. No depository shall be liable for any act performed pursuant to the instruction or direction of any person purporting to act as custodian hereunder unless the depository has actual knowledge that such act, or the instruction or direction therefor, constitutes a breach of such person's obligations as such custodian, or unless the depository performs such act with knowledge of such facts that acting pursuant to such instruction or direction amounts to bad faith.

Section 7. Resignation, Death or Removal of Custodian; Bond; Appointment of Successor Custodian.

(a) Only an adult member of the minor's family, a guardian of the minor or a trust company is eligible to become successor custodian. A successor custodian has all the rights, powers, duties and immunities of a custodian designated in a manner prescribed by this act.

(b) A custodian, other than the donor, may resign and designate his successor by:

(1) executing an instrument of resignation designating the successor custodian; and

(2) causing each security which is custodial property and in registered form to be registered in the name of the successor custodian, followed, in substance, by the words: "as custodian for _____
(name of minor)"

under the Alabama Uniform Gifts to Minors Act"; and

(3) delivering to the successor custodian the instrument of resignation, each security registered in the name of the successor custodian and all other custodial property, together with any additional instruments required for the transfer thereof.

(c) A custodian, whether or not a donor, may petition the court for permission to resign and for the designation of a successor custodian.

(d) If the person designated as custodian is not eligible, renounces or dies before the minor attains the age of twenty-one years, the guardian of the minor shall be successor custodian. If the minor has no guardian, a donor, his legal representative, the legal representative of the custodian, an adult member of the minor's family, or the minor, if he has attained the age of fourteen years, may petition the court for the designation of a successor custodian.

(e) A donor, the legal representative of a donor, an adult member of the minor's family, a guardian of the minor or the minor, if he has attained the age of fourteen years, may petition the court that, for cause shown in the petition, the custodian be removed and a successor custodian be designated, or, in the alternative, that the custodian be required to give bond for the performance of his duties.

(f) Upon the filing of a petition as provided in this Section, the court shall grant an order, directed to the persons and returnable on such notice as the court may require, to show cause why the relief prayed for in the petition should not be granted and, in due course, grant such relief as the court finds to be in the best interests of the minor.

Section 8. Accounting by Custodian.

(a) The minor, if he has attained the age of fourteen years, or the legal representative of the minor, an adult member of the minor's family, or a donor or his legal representative may petition the court for an accounting by the custodian or his legal representative.

(b) The court, in a proceeding under this act or otherwise, may require or permit the custodian or his legal representative to account, and, if the custodian is removed, shall so require and order delivery of all custodial property to the successor custodian and the execution of all instruments required for the transfer thereof.

Section 9. Construction.

(a) This act shall be so construed as to effectuate its general purpose to make uniform the law of those states which enact it.

(b) This act shall not be construed as providing an exclusive method for making gifts to minors.

Section 10. Short Title. This act may be cited as the "Alabama Uniform Gifts to Minors Act."

Section 11. Severability. If any provision of this act or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 12. Time of Taking Effect. The act shall become effective upon the date of its passage and approval by the Governor or upon its otherwise becoming the law.

Which was adopted.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Roberts
Allen	Engelhardt	Lamberth	Robison
Boutwell	Flowers	Little	Shelton
Bradford	Givhan	Metcalf	Skidmore
Calvin	Hall	Moses	Tate
Cooper	James	Newton	Yarbrough (Autauga)
Davis (Pickens)			—24

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Skidmore
Allen	Engelhardt	Little	Smith
Boutwell	Flowers	Metcalf	Tate
Bradford	Givhan	Moses	Van Antwerp
Calvin	Hall	Roberts	Vann
Cooper	James	Robison	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Shelton	Yarbrough (Randolph)
Davis (Pickens)			—28

Nays: —0

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Civil Service Board of Tuscaloosa County.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

AUGUST 20, 1957.

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, the following as members of the Civil Service Board of Tuscaloosa County:

Woodrow C. Rushing, Northport, Alabama—For the term expiring May 15, 1961.

Arthur W. Blackman, Tuscaloosa, Alabama—For the term expiring May 15, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Skidmore, the Rules were suspended, and the Senate confirmed the appointment of the following as members of the Civil Service Board of Tuscaloosa County:

Woodrow C. Rushing

Arthur W. Blackman

Which said appointments are set out in the foregoing Message from His Excellency, The Governor.

UNFINISHED BUSINESS

HOUSE MESSAGE

The Senate proceeded to consideration of the unfinished business of yesterday which was the reading at length of the bill:

H. B. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

And said bill was read one time and referred to the Standing Committee on Finance and Taxation.

REPORTS OF COMMITTEES

Mr. Engelhardt, Chairman of the Standing Committee on Agriculture, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Stokes et al:

H. 660. To further promote the agricultural interests of the State by providing for the acquisition, establishment, equipment, operation, and maintenance of state farmers' markets; and to define the duties, powers, and authority of the State Board of Agriculture and Industries and the Commissioner of Agriculture and Industries in relation to such markets.

By Messrs. Pirkle et al:

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform

poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Tyson et al:

H. 752. To fix the salary of the Attorney General.

By Mr. Adams (Jefferson):

H. 664. To make an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purchase and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

By Mr. Yarbrough (Randolph):

S. 514. To fix the compensation of the State Superintendent of Education.

By Messrs. Hodges et al:

H. 150. To provide for a refund of a portion of the state tax paid on gasoline which is used in propelling or operating tractors exclusively for agricultural purposes, or which is used in operating auxiliary engines attached to and made a part of certain farm machinery; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949 (Acts of Alabama, 1949, p. 469).

By Mr. Allen:

S. 505. To amend further Section 198 of Title 17, Code of Alabama (1940), which provides for the compensation of election officials.

By Mr. Robison:

S. 511. To create the committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee; and to make an appropriation.

By Mr. Flowers:

S. 512. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

By Messrs. Tyson, Murphy and Simon:

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

By Messrs. Hawkins et al:

H. 899. To provide appropriations of funds which are available to the Division of Employment Security of the Alabama Department of Industrial Relations out of funds credited to this State's account in the Unemployment Trust Fund by the Secretary of the Treasury of the United States of America pursuant to section 903 of the Social Security Act, as

amended, for the payment of expenses incurred by said Department for the administration of the State Unemployment Compensation Law and public employment offices during the Federal fiscal years July 1, 1957 through June 30, 1958, and July 1, 1958 through June 30, 1959.

By Messrs. Nettles and Johnson (Elmore):

H. 978. To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this state; and to make an appropriation for such purposes.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Allen and Eddins (with substitute):

S. 293. To amend further Section 362 of Title 52, Code of Alabama (1940), which defines terms used in the Teachers' Retirement System Act.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Brown (Lee) and Ward (with notice and proof):

H. 790. Relating to Lee County: To abolish the office of County Solicitor and Deputy Circuit Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

By Messrs. Adams (Jefferson), Vacca, Nice, Edwards (Jefferson) and Lackey:

H. 264. To amend further Act No. 288, S. 161, approved July 7, 1945 (General Acts of 1945, P. 478), which provides for the commissioning of supernumerary circuit judges.

By Mr. Johnson (Tallapoosa):

H. 866. To make an appropriation for the relief of Calvin McNelley.

By Messrs. Roberts et al:

H. 921. To authorize the issuance of not exceeding \$110,000,000 principal amount of general obligation bonds of the State of Alabama, additionally secured by a pledge of certain state taxes, for the purpose of financing the construction, improvement and equipment of school and college buildings, and acquiring sites therefor; to specify the effect of such pledge; to create a sinking fund for payment of said bonds; to exempt said bonds and the interest thereon from taxation; and to make provision for the terms, specifications, execution, sale and issuance of said bonds and disposition of the proceeds thereof.

By Messrs. Allen, Cantrell and Metcalf:

S. 502. To fix the salary of the State Service Commissioner.

By Mr. Boutwell:

S. 486. To create in any county in this State having a population of 500,000 or more according to the last or any subsequent Federal decennial census, a domestic relations division of the circuit court of such county; defining its jurisdiction and authority; providing it with officers, and prescribing their duties, authority, and compensation; regulating its procedure; abolishing the office of judge of the juvenile court, or juvenile and domestic relations court in any such counties; and providing that the judge of the domestic relations division of the circuit shall be ex officio judge of the juvenile court, or the juvenile and domestic relations court in any such counties.

By Messrs. Cantrell and Metcalf:

S. 485. To authorize each county in this state, in which voting machines may now or hereafter be authorized or required to be used in the conduct of elections, to sell and issue from time to time interest bearing warrants or certificates of indebtedness of such county for the purpose of acquiring or providing voting machines for the conduct of elections in such county; authorizing each such county to pledge and use, for payment of the principal of and interest on such warrants and certificates, so much as may be necessary for such purpose of the $\frac{1}{2}$ of 1% ad valorem tax which such county is now authorized to levy without reference to its purpose, and specifying the effect and priority of any such pledge; and authorizing the refunding of such warrants and certificates.

By Mr. Lamberth:

S. 366. To amend Section 3 of Act No. 474, S. 219, approved September 3, 1953, (General Acts of Alabama, 1953, Page 589, 590 and 591), entitled "An Act to provide supernumerary circuit solicitors of the State of Alabama; to provide the conditions under which a circuit solicitor may become a supernumerary circuit solicitor; to prescribe the qualifications, duties, powers, authority, compensation, method of removal from office of such supernumerary circuit solicitors; to provide for filling vacancies created by a circuit solicitor becoming a supernumerary circuit solicitor; to provide for reimbursement to such supernumerary circuit solicitors their reasonable expenses incurred for travelling on official business in counties other than that of their residence, and to appropriate funds for the payment of compensation and expenses of such supernumerary circuit solicitors."

By Messrs. Eddins, Robison, Grisham, Skidmore, Goodwin, Engelhardt, Davis (Pickens), Cooper, Little, Newton, Leonard, Cantrell, Moses, Jones, Van Antwerp, Flowers, Roberts, Lamberth, Tate, Vann and Davis (Lowndes):

S. 299. To designate the first week in October of each year as "EMPLOY THE PHYSICALLY HANDICAPPED WEEK;" to create the Governor's Committee on Employment of the Physically Handicapped; to create a Board of Directors to administer this agency; to provide for its organization and the employment and compensation of its personnel; and to make appropriations for its expenses.

By Messrs. Vacca and Speaks:

H. 89. To provide for the support, operation and maintenance of the Alabama Wing, Civil Air Patrol; making appropriations for such purpose.

By Messrs. deGraffenried et al:

H. 517. To amend further Section 249 of Title 55, Code of Alabama (1940), which fixes the salary of the state geologist.

By Messrs. Cooper and Givhan:

S. 469. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of five or more counties in addition to those expenses now allowed by law.

By Messrs. Cooper and Givhan:

S. 477. To provide expense allowance to circuit solicitors in judicial circuits composed of five or more counties in addition to those expenses now allowed by law.

By Messrs. Flowers, Skidmore, Van Antwerp and Lamberth:

S. 473. To provide for the salary of the Attorney General.

By Messrs. Allen and Flowers:

S. 490. To prescribe the salary receivable by the Adjutant General.

By Messrs. Lackey et al:

H. 929. To amend further Section 94 of Title 51 of the Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of the several county boards of equalization.

By Messrs. Fite et al:

H. 229. To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

By Messrs Fite et al:

H. 230. To amend Section 179, Title 51, Code of Alabama 1940, as follows:

By Messrs Fite et al:

H. 232 To amend Section 182, Title 51, Code of Alabama 1940, as follows:

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Hawkins and Dawkins (with amendment):

H. 5. To make an appropriation to the State Superintendent of Education for the purpose of contracting with Tuskegee Institute for undergraduate and graduate instruction of Alabama residents in engineering, veterinary medicine, nursing, home economics and agriculture.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Dawkins et al:

H. 504. To amend Section 354 of Title 51 of the Code of Alabama 1940, relating to the due date of Franchise Tax.

By Messrs. Dawkins et al:

H. 505. To amend Section 346 of Title 51 of the Code of Alabama 1940, relating to Domestic Corporation Permits.

By Messrs. Dawkins et al:

H. 506. To amend Section 345 of Title 51 of the Code of Alabama 1940, relating to Foreign Corporation Permits.

By Messrs. Dawkins et al:

H. 936. To make an additional appropriation to the Armory Commission of Alabama for the fiscal year ending September 30, 1957, to be used for the purpose of acquiring land for the construction of additional armory facilities.

By Messrs. Pirkle et al:

H. 292. To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to provide that funds appropriated and made available under the General Appropriations Act for poultry disease control may be expended for the purpose of carrying out the provisions of this Act.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, and it was read a second time and placed on the calendar, to-wit:

By Mr. Yarbrough (Randolph) (without recommendation):

S. 13. To fix the minimum compensation of certain persons appointed to or employed in positions in the public schools or state institutions of higher learning.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Givhan and Yarbrough (Autauga):

S. 83. To make an appropriation to provide for developing, repairing and improving the facilities of the Foundation Seedstocks Organization and for the payment of compensation and expenses of personnel engaged in the operation of such facilities.

By Messrs. Tate, Bradford and Little:

S. 192. To amend Section 7 of Act No. 158, H. 145, approved February 24, 1956 (Acts of Alabama, 1956, p. 224), entitled "An Act To provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

By Messrs. Calvin, Lamberth, Yarbrough (Randolph), Allen and Cantrell:

S. 349. To appropriate to the Tennessee Valley Trade School at Decatur, Alabama, the sum of \$250,000 for the fiscal year ending September 30, 1958 and \$500,000 for the fiscal year ending September 30, 1959, out of any funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund, not otherwise appropriated, to be used and expended for capital outlay purposes only.

By Mr. Lamberth:

S. 420. To make an appropriation for the relief of Calvin McNelley.

By Mr. Van Antwerp:

S. 489 To provide for payment of that part of the operating expenses of the Gulf States Marine Fisheries Commission which shall be borne by the State of Alabama. To provide from which fund the expenses incident to membership by the State of Alabama in said Commission shall be paid. To provide how such expenses shall be paid. To provide what such expenses shall include. To provide when this Act shall become effective.

By Messrs. Dawkins and Martin:

H. 716. To provide that all duty, obligation, and requirement imposed upon the Board of Corrections to pay court costs in certain criminal cases be transferred to the Comptroller.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Dawkins, Hall, Lee (Barbour) and Lackey (with amendment):

H. 717. To provide administrative consultants for the constitutional executive officers of the state government; to prescribe the conditions under which a constitutional executive officer of the State may become such an administrative consultant; to prescribe the qualifications, tenure of office, duties, compensation, and method of removal of such administrative consultants; and to make an appropriation for the payment of their compensation.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Brannan:

H. 981. To provide for the disposition of certain real property in Baldwin County, Alabama, which is a part of the Dixie Graves Parkway and which runs from Gulf Shores, Alabama, to Fort Morgan; to provide for and regulate the manner, method and conditions under which said real property may be disposed of by the State, and to provide for use and control of the remainder of said Parkway; to provide a fund for the deposit of revenue derived from the disposition of said real property and to provide for expenditures from said fund.

By Messrs. Nolen, et al:

H. 714. To exempt the home of a veteran acquired pursuant to the provisions of Public Law 702, 80th Congress, as amended, from all ad valorem taxation, so long as the same is owned and occupied as a home by the veteran or his unremarried widow.

By Mr. Goodwyn:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

By Mr. Ramey:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state em-

ployees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

By Mr. Summerlin:

H. 207. To amend further Section 104 of Title 51, Code of Alabama (1940), which relates to meetings of boards of equalization.

By Messrs. Davis, et al:

H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

By Mr. Brown (Lee):

H. 475. To re-divide the State into judicial circuits to create the Thirty-Third Judicial Circuit and to provide for a judge and solicitor of the newly-created circuit.

By Messrs. Hanby et al:

H. 39. To amend Section 12 of Act No. 2, H. 47, approved May 19, 1945 (General Acts of Alabama, 1945, p. 20), entitled "An Act To provide for additional revenue by levying a privilege tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters, of the State of Alabama; to require all parties engaged in severing such natural resources to set up, keep, and maintain full and complete records of the severance of such resources; to prescribe the method of collecting and enforcing the payment of such tax; to provide for the distribution of the taxes collected; to provide for penalties and punishment and for restraining orders for the violation of the terms and provisions of this Act; and to exempt such products on producing properties and all leases in production, including mineral rights in producing properties, from ad valorem taxes," by providing further for the size of producing oil and gas units exempt from ad valorem taxes.

By Mr. Hall:

H. 410. To amend Section 215 of Title 22, Code of Alabama (1940), which prescribes the license fees payable by persons licensed by the Alabama State Milk Control Board.

By Mr. Davis (Pickens):

S. 251. To prohibit counties from incurring a debt during any fiscal year in excess of an amount equal to ten percent of the county revenue for the preceding year without the approval of the qualified electors of the county.

By Messrs. Metcal, Cantrell, Yarbrough (Randolph), Tate, Davis (Lowndes), Yarbrough (Autauga), Skidmore, Smith, Allen, Lamberth, Givhan, Flowers, Moses, Goodwin, James, Roberts, Grisham and Little:

S. 388. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following

bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Boutwell:

S. 426. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable; to protect certain civil service and pension rights of employees of municipal airports taken over by such authority; to provide for competitive bidding on construction contracts in excess of ten thousand dollars; to provide for a date upon which this act shall become effective.

By Mr. Flowers:

S. 491. To apply in all counties having a population of not less than 46,000 nor more than 49,000, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue, or like governing body of such counties to appropriate

the public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

By Mr. Allen (with notice and proof):

S. 493. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

By Mr. Leonard:

S. 494. To repeal an act approved August 30, 1955, entitled "An Act Relating to counties having a population of not less than 56,500 nor more than 72,500: Providing for the reidentification of all registered voters; directing the board of registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification" (Act No. 313, S. 315, 1955 Acts 711).

By Mr. Leonard (with notice and proof):

S. 495. To extend, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

By Mr. Flowers (with notice and proof):

S. 496. Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

By Mr. Flowers (with notice and proof):

S. 497. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

By Mr. Robison:

S. 500. For the relief of George Dean and Mrs. Ed Pettus, doing business as Pettus Bonding Co., of Montgomery, Alabama.

By Mr. Metcalf (with notice and proof):

S. 504. Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

By Mr. Skidmore:

S. 507. To regulate the acquisition and disposition of supplies, materials, and equipment for each county in this State having a population of not less than ninety-four thousand nor more than one hundred thirty-four thousand according to the last or any subsequent federal decennial census; to establish a central purchasing system for such counties; and to authorize and direct the court of county commissioners, board of revenue or like governing body of any such counties to designate a county purchasing agent.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Robison (with substitute):

S. 513. Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Davis (with notice and proof):

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama, regular session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County, Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

By Mr. Fite:

H. 857. To provide for and define mining partnerships; to regulate the same, and provide for the disposition or conveyance of the property of mining partnerships and the individual members thereof.

By Messrs. Murphy, Simon and Tyson:

H. 858. To amend Sections 2, 3, 4, and 5 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census and requires the installation in each such county of an improved system of indexing and recording documents affecting the title to property and recorded in the office of the Judge of Probate

of such county, and which act provides for a special recording fee in each such county for financing said system by the issuance of warrants of such county, so as to provide for the microphotographing of instruments recorded as a part of said improved system; so as to eliminate the provisions in said Act No. 31 requiring the recording on a geographical basis of instruments affecting the title to real property and the installation of maps to facilitate such recording; so as to permit the governing body of the county to provide for the recording and indexing as a part of said improved system of instruments and records in addition to those specified in said Act No. 31; and so as to provide further details with respect to the said improved system, its installation and maintenance, and the duties of the Judge of Probate with respect thereto.

By Mr. Franklin (with notice and proof):

H. 896. To alter or re-arrange the boundary lines of the Town of Goodwater, Coosa County, Alabama so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Coosa County, Alabama.

By Mr. Grouby (with notice and proof):

H. 946. Relating to Autauga County; to change the name of the armory located at Prattville in Autauga County to "Fort Harry M. Doster" in honor of the late Harry M. Doster, and to authorize and direct the Armory Commission and/or the State Military Department to so designate such armory.

By Mr. Grouby (with notice and proof):

H. 947. To amend Section 16 of an act approved September 23, 1947, the act establishing the Court of Common Pleas of Autauga County, Alabama (Act No. 445, H. 858, 1947 Local Acts 303).

By Messrs. McLendon and Crook (with notice and proof):

H. 948. Relating to Bullock County; prohibiting the expenditure of any public funds of said county for the purpose of providing public assistance to or for any bastard child.

By Messrs. Gilmer, Hain and Hardy (with notice and proof):

H. 952. Relating to Dallas County; to authorize the judge of probate to have certain chattel mortgage records microfilmed and thereafter to destroy such records and to prescribe the force and effect of such microfilmed records and prints made therefrom.

By Messrs. Gilmer, Hain and Hardy (with notice and proof):

H. 953. Relating to Dallas County, to authorize and direct the Court of County Revenues or other county governing body to pay from county funds the premium which is required of the Chief Clerk of the Probate Office of Dallas County, Alabama.

By Messrs. Lackey et al:

H. 958. To Amend Section 5 of Act No. 248 of the Legislature of Alabama of 1945 (General Acts of 1945, pages 376-400), as amended by Act No. 345, approved August 15, 1947 (General Acts of the Legislature of Alabama of 1947, pages 222-229), as amended by Act No. 17, First Special Session of 1956, approved January 27, 1956 (General Acts of the Legislature of Alabama First Special Session of 1956, pages 32-37), as amended by Act No. 97 First Special Session of 1956, approved April 14, 1956 (General Acts of the Legislature of Alabama First Special Session of 1956, pages 414-419).

By Messrs. Vacca et al:

H. 961. To amend Section 799, Title 37, of the 1940 Code of Alabama.

By Messrs. Kaul et al:

H. 962. Relating to counties having a population of 500,000 or more,

according to the last or any subsequent federal decennial census; providing further for the filling of vacancies which occur in certain public offices.

By Messrs. Adams (Jefferson) et al:

H. 963. To authorize, regulate and provide for the payment of supplemental benefits to certain beneficiaries of municipal employees' pension, relief or retirement systems in cities in this State having a population of three hundred thousand or more, according to the last or any subsequent federal decennial census.

By Mr. Lee (Lawrence) (with notice and proof):

H. 966. To levy additional privilege license and excise taxes for purposes of public school construction within Lawrence County, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations of the Act.

By Mr. Cox (with notice and proof):

H. 968. To alter or re-arrange the boundary lines of the City of Boaz, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Marshall County, Alabama.

By Messrs. Murphy, Simon and Tyson:

H. 971. To amend Section 2 of Act No. 843, General Acts of 1953, page 1135, entitled "An Act relating to the powers of municipalities: to authorize the governing body of any city or town to alienate municipal property which is not needed for public or municipal purposes," to provide that in counties having a population of not less than 225,000 and not more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, the limitation of the term of such leases to a period of ninety-nine years shall not apply to any oil, gas or mineral lease made in accordance with such ordinance.

By Messrs. Callahan and deGraffenried:

H. 976. Relating to Counties having a population of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; to amend Section 4 of Act No. 287, approved August 23, 1955, which regulates the business of operating certain cemeteries within such Counties of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; and provides for the original deposit of the sum of twenty-five thousand dollars in cash in the Endowment Care Fund.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messr. Dawkins, Hall, Goodwyn and Nolen (with amendment):

H. 973. To regulate further the power and authority of cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census, to levy or impose privilege license taxes.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report,

and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Harrision:

H. 980. To authorize the payment from the county treasury of an expense allowance to the coroner in counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census.

By Mr. Speaks (with notice and proof):

H. 994. Relating to Chilton County: To provide that fees and mileage for state witnesses appearing before the grand jury or testifying in criminal cases in the Circuit Court or the County Court or any Court successors to said Courts of Chilton County shall be payable out of the Fine and Forfeiture Fund of said County; to provide for the transfer of all state witnesses' fees collected by the Clerk of the Circuit Court or of the County Court of, or any Courts successors to said Courts of Chilton County to the Fine and Forfeiture Fund; to provide for the registration of witnesses' script hereafter issued and for the order of payment thereof.

By Mr. Franklin (with notice and proof):

H. 996. To amend Act No. 121, H. 448, approved June 23, 1949, which fixed the salary of the deputy solicitor of Coosa County.

By Mr. Franklin (with notice and proof):

H. 997. Relating to Coosa County; providing for the compensation of members of the county board of education.

By Mr. Love (with notice and proof):

H. 998. To alter, rearrange, and extend the boundaries of the City of Opp, Covington County, Alabama.

By Mr. Summerlin (with notice and proof):

H. 999. To amend further Section 1 of Act No. 502, H. 916, approved September 30, 1947 (Local Acts of Alabama, 1947, p. 340), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County out of the Gasoline Excise Tax Fund."

By Mr. Ferrell (with notice and proof):

H. 1001. To change the method of compensating certain officers of DeKalb County: Fixing the salary of the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County, and providing for clerical assistance, office space, equipment, and supplies necessary for the conduct of their offices.

By Mr. Ferrell:

H. 1002. To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts in DeKalb County and the compensation of certain officers of DeKalb County.

The above Bill was read a second time at length as required by the Constitution.

By Messrs. Goodwyn, Nolen, Hall and Dawkins:

H. 1009. To provide for payments out of the county treasury to supplement the salaries of supernumerary circuit judges in any judicial circuit now or hereafter composed of one county and having a population, according to the last or any succeeding Federal census, of not less than 125,000 and not more than 200,000.

By Messrs. Callahan and deGraffenried:

H. 1013. To apply only in those counties having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census and to further provide for municipi-

pal tax assessments for property annexed to municipalities in such counties.

By Messrs. deGraffenried and Callahan (with notice and proof):

H. 1014. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

By Messrs. Kaul et al:

H. 1018. To amend Section 361 of Title 17 of the Code of Alabama, 1940, as amended by Act No. 42 of the Second Special Session of the Legislature of Alabama of 1956 (Act No. 42 Special Session of 1956, page 336) approved March 23, 1956, which relates to "single shot ballots."

By Mr. Goodwin (with notice and proof)

S. 516. For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

By Mr. Metcalf with notice and proof):

S. 517. Relating to Geneva County; providing further for the regulation of public utilities using county property.

By Mr. Vann (with notice and proof):

S. 518. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

By Mr. Vann (with notice and proof):

S. 519. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

By Mr. Vann (with notice and proof):

S. 520. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

By Mr. Vann (with notice and proof):

S. 521. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

By Mr. Vann (with notice and proof):

S. 522. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

By Mr. Vann (with notice and proof):

S. 523. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, de-

fine and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

By Mr. Reeves:

S. 524. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

By Mr. Smith (with notice and proof):

S. 525. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Robison:

S. 526. Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning, constituting the city council, commission, or other like legislative body of any such city a City Planning and Zoning Commission, prescribing the powers and duties of such a commission, and repealing conflicting laws.

By Mr. Tate:

S. 527. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

By Mr. Tate:

S. 528. To require all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to require such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

By Messrs Simon et al (with notice and proof):

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent

a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

By Messrs Simon et al (with notice and proof):

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

By Messrs. Simon et al:

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (Acts of Alabama, 1951, Vol. 1, p. 632), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

By Messrs. Simon et al:

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

By Messrs. Simon et al:

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of records required to be prepared by the tax assessor in performing the official duties of his office.

By Messrs. Lackey et al:

H. 1022. To amend Section 42 of Title 50 of the Code of Alabama of 1940.

By Messrs Kaul et al:

H. 1023. To fix the time for opening and closing the polls at certain elections held in counties which now have or which may hereafter have a population in excess of 500,000, according to the last or any subsequent federal decennial census.

By Messrs. Lackey et al:

H. 1024. To apply in and only in counties in Alabama having a population of 400,000 inhabitants or more, according to the last or any subsequent Federal census and to empower and authorize the county commission, board of revenue, or like governing body of all such counties to authorize and approve a monetary allowance not to exceed the sum of fifty dollars monthly to be made to the County Treasurer in such county for and on account of the use of an automobile owned or controlled by such County Treasurer in the event such automobile is used by such County Treasurer partially or entirely, in connection with the performance of his official duties as such County Treasurer.

By Mr. Huddleston (with notice and proof):

H. B. 1028. Relating to Colbert County; to regulate the compensation of the deputies of the sheriff whose compensation is payable from the county treasury.

By Messrs. Brown (Lee) et al (with notice and proof):

H. 1029. To authorize the court of county commissioners, board of revenue or like governing body of Lee County to purchase uniforms for the use of uniformed personnel of the sheriff's department.

By Mr. Dement (with notice and proof):

H. 1030. Relating to Limestone County; to provide an additional temporary clerk for the judge of probate, whose compensation will be paid from the county treasury.

By Messrs. Broadfoot et al:

H. 1033. To provide further for the compensation of the circuit judge in every circuit composed of only one county having only one circuit judge and a population of not less than fifty-three thousand nor more than sixty-three thousand inhabitants according to the last or any subsequent federal decennial census.

By Mr. Hodges (with notice and proof):

H. 1034. Relating to St. Clair County; providing further for the government of the county; abolishing the court of county commissioners, and creating a board of revenue in lieu thereof; providing for the selection of the members of the board of revenue, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the board of revenue, and the powers and duties of its individual members.

By Messrs. Mathison et al (with notice and proof):

H. 1037. Relating to Henry County: To provide further for the distribution of fines and forfeitures in certain cases.

By Messrs Goodwyn et al (with notice and proof):

H. 1038. Relating to Montgomery County; changing the method of compensating the Register of the Circuit Court of said County, fixing his compensation, providing for his deputies and assistants and the operation of his office, and for the disposition of costs and fees collected by him.

Mr. Cooper, Chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. Fite (with amendment):

H. 108. To authorize any county in the State of Alabama now or hereafter owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

Mr. Cooper, Chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said Committee, in Session,

had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Boyd and Bassett:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

By Messrs. Kendall et al:

H. 781. To amend further Section 10 of Title 37, Code of Alabama 1940, which relates to the incorporation of cities and towns.

By Mr. Cooper:

S. 296. To amend Section 347 of Title 37 of the Code of Alabama of 1940 so as to provide that if the resolution authorizing the issuance of revenue anticipation bonds under Subdivision 4 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940 contains a reservation of the right to issue additional bonds payable out of the same revenue on a parity of lien with those issued under said resolution then such additional bonds may be issued with such parity of lien.

By Mr. Flowers:

S. 476. To provide that in any case where general obligation bonds of a county or a municipality have heretofore been or may hereafter be authorized at an election held pursuant to the provisions of Subdivision 1 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940, as amended, and are issued and sold in series rather than as an entirety, it shall not be necessary for each series of such bonds to mature or be payable in the manner required by the applicable provisions of Section 255 of Title 37 of the Code of Alabama of 1940, as amended, so long as all such bonds so authorized taken together mature or are payable in the manner provided by the applicable provisions of said Section 255.

Mr. Flowers, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Gilchrist:

H. 773. To amend further Section 207 of Title 22, Code of Alabama (1940) which relates to the organization of the Alabama State Milk Control Board, and the appointment, qualifications, terms, and compensation of its members.

Mr. Allen, Chairman of the Standing Committee on Seaports, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Metcalf, Givhan, Calvin, Lamberth and Tate:

S. 162. To create a temporary commission for the study of Alabama's water resources, factors affecting water quality, and quantitative use of same, said Commission to be known as the Water Resources Study Commission; to provide for membership of said Water Resources Study Commission; to provide for the duties of said Commission; to provide for the expenditure of funds to carry out the purposes of this Act; and to provide for an expiration date for said Commission.

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journals of the Senate for the Thirtieth and Thirty-first Legislative Days and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journals of the Senate for the Thirtieth and Thirty-first Legislative Days were approved by the Senate.

ADJOURNMENT

At 5:45 P. M., on motion of Mr. Lamberth, the Senate adjourned until Tuesday, August 27, 1957, at 11 o'clock A. M.

Yeas 14; Nays 7.

Yeas:

Messrs.:	Cooper	Givhan	Shelton	
Allen	Eddins	James	Tate	
Bradford	Engelhardt	Lamberth	Van Antwerp	—14
Calvin	Flowers	Reeves		

Nays:

Messrs.:	Davis (Lowndes)	Metcalf	Roberts	
Boutwell	Hall	Moses	Skidmore	—7

THIRTY-SECOND LEGISLATIVE DAY

TUESDAY, AUGUST 27, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by Dr. Stanley Frazer, Assistant Pastor, St. James Methodist Church, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Eddins	Jones	Robison	
Allen	Engelhardt	Lamberth	Shelton	
Boutwell	Flowers	Leonard	Skidmore	
Bradford	Givhan	Little	Smith	
Calvin	Goodwin	Metcalf	Tate	
Cantrell	Grisham	Moses	Van Antwerp	
Cooper	Hall	Newton	Vann	
Davis (Lowndes)	James	Reeves	Yarbrough (Autauga)	—32
Davis (Pickens)				

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

LEAVE OF ABSENCE

On motion of Mr. Skidmore, leave of absence was granted Mr. Yarbrough (Randolph) for the day.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Messrs. Lamberth, Skidmore, Allen, Metcalf, Flowers, Roberts and Leonard:

S. 532. To provide for the long-range development of the health services, activities, and facilities of this State; to create the State Board of Public Health Development, and to define its powers and duties; to provide for the selection of the members of the Board, and for their powers, duties, terms, and compensation; to create the State Public Health Advisory Committee, and to define its powers and duties, and to provide for the selection of its members and for their powers, duties, and compensation; to authorize the Board to appoint a director, and to define his powers, duties, term, and compensation; to appropriate for the use of the Board in carrying out the provisions of this Act the proceeds of a special tax levied by the State on property for public health purposes, and to regulate the expenditure of such funds; to make an appropriation for the payment of the salaries and other expenses of the Board; to authorize the Board to borrow money and issue and sell bonds for the purposes for which such tax is imposed, and to pledge the proceeds thereof for the payment of the principal of and interest on such bonds; to provide for and to regulate the sale and issuance of such bonds; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used as security for funds belonging to the State or to any agency or instrumentality thereof, and for the investment of trust funds, and shall not create a general obligation of the State; to provide for the refunding of such bonds; and to provide that the principal of and interest on such bonds shall be payable solely from the proceeds of the special tax levied on property for public health purposes, but that such bonds shall nevertheless constitute negotiable instruments.

Committee on Public Health.

By Messrs. Lamberth, Skidmore, Allen, Metcalf, Flowers, Roberts and Leonard:

S. 533. To amend Sections 18 and 19, Title 51, Code of Alabama (1940), which relate to the rate of state taxes on property, by increasing the rate of such taxes to one and fifteen one-hundredths per cent and by prescribing the purposes for which such additional tax shall be used.

Committee on Finance and Taxation.

MOTION TO RECESS ADOPTED

At 11:25 A. M., Mr. Lamberth moved that on completion of the Joint Session, the Senate take a recess until 2 o'clock this afternoon, which was adopted.

JOINT SESSION

The hour of 11:30 A. M. having arrived, in accordance with the provisions of Senate Joint Resolution 81, the Senate repaired to the Hall of the House of Representatives for the purpose of hearing an address by Honorable J. P. Coleman, Governor of the State of Mississippi.

The Joint Session was called to order by the President and Presiding Officer of the Senate. A quorum of the Legislature was present.

Thereupon, Governor Coleman was escorted to the Chair and delivered his address to the Legislature of Alabama.

The purpose of the Joint Session having been accomplished and in accordance with motion heretofore adopted by the Senate, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION

THIRTY-SECOND LEGISLATIVE DAY

TUESDAY, AUGUST 27, 1957

The Senate reassembled at 2:00 P. M., Lieutenant Governor Hardwick presiding.

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	

—34

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 79. To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

OAKLEY MELTON, JR.,
Clerk.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Skidmore:

S. 534. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for

which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this Act shall be severable.

Committee on Local Legislation.

By Mr. Skidmore:

S. 535. To establish an Appendix A to the Alabama Rules of Civil Procedure and therein, to repeal for courts subject to the Alabama Rules of Civil Procedure existing Alabama statutes and equity rules or parts thereof, relating to practice and procedure which are inconsistent, inappropriate or redundant with the Alabama Rules of Civil Procedure.

Committee on Judiciary.

By Mr. Dyar:

S. 536. Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

A BILL TO BE ENTITLED AN ACT

STATE OF ALABAMA
COUNTY OF MARSHALL

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

Be It Enacted by the Legislature of Alabama:

Section 1. The county superintendent of education of Marshall County shall be entitled to receive a salary of six thousand five hundred dollars per annum, payable in equal monthly installments out of any funds available to the county board of education for such purpose.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. That \$6,500.00 shall be the base salary per year. Said salary to be lowered or raised by the Marshall County Board of Education in proportion to increase or decrease in teachers salaries.

Section 4. This act shall become effective upon the expiration of the term of office of the incumbent county superintendent of Marshall County and its passage and approval by the Governor, or its otherwise becoming law.

STATE OF ALABAMA MARSHALL COUNTY

Before me, a Notary Public, in and for said State and County personally appeared the undersigned, Mary Evelyn McKee, who being first duly sworn according to law deposes and says that she is the Bookkeeper of The Reporter, a newspaper of general circulation, published at Albertville, in Marshall County, Alabama; that the attached notice, which is a part of this affidavit, was published in the issues of said newspaper, dated 8-6-57, 8-13-57, 8-20-57 and 8-27-57; that the cost of making said publication is \$20.00 which is due and unpaid.

MARY EVELYNE McKEE,
Bookkeeper.

Sworn to and subscribed before me this the 27 day of August, 1957.

ERNEST B. JENKINS,
Notary Public.

(Seal)

By Mr. Metcalf:

S. 537. Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA GENEVA COUNTY

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama and application for passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Geneva County is hereby authorized and directed to pay to the sheriff of the county the sum of two thousand four hundred dollars (\$2,400) per annum, payable in equal monthly installments out of the general funds of the county, to defray the expenses incurred by such sheriff in the performance of his official duties.

Section 2. This Act shall become effective at the expiration of the term of office of the incumbent sheriff of Geneva County.

CERTIFICATE OF PUBLICATION

STATE OF ALABAMA
GENEVA COUNTY

I, Joel P. Smith, Publisher of the Geneva County Reaper, a weekly newspaper published in Geneva, Geneva County, Ala.,* do hereby certify that the advertisement attached hereto has been published in said newspaper for a period of 4 consecutive weeks, commencing August 1, 1957, and ending August 22, 1957.

Witness my hand this 22 day of August, 1957.

JOEL P. SMITH.

Sworn to and subscribed before me this 22 day of August, 1957.

VIDERA HENDRIX,
Notary Public.

By Mr. Metcalf:

S. 538. Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
GENEVA COUNTY

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama and application for passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

Be It Enacted by the Legislature of Alabama:

Section 1. Each member of the court of county commissioners, board of revenue, or like governing body of Geneva County, except the chairman or other presiding officer, shall receive a salary of two thousand four hundred dollars (\$2,400.00) per annum, payable in equal monthly installments out of the county treasury. In addition, members of the governing body other than the chairman or other presiding officer shall each receive an allowance of seventy-five dollars (\$75.00) per month, payable out of the county treasury, as reimbursement for expenses incurred by them in the performance of their duties as members of the county governing body. The compensation provided for herein shall be in lieu of all other compensation provided by law; and shall be payable out of any money in the county treasury which has been designated and set apart therefor by the court of county commissioners, board of revenue or other governing body, and such county governing body, in its discretion, may provide for the payment of a part or portion of the salaries and expense allowances to the members out of the county gasoline tax revenue, provided that the part or portion of each commissioner's salary, which is paid out of the county gasoline tax revenue, bears the same ratio to such member's total salary that the part or portion of the time spent by such member in the discharge of his duties in inspecting, accepting, building, repairing or supervising any of the county roads or bridges bears to the full time devoted by such member to the discharge of the duties of his office, and the part or portion of the expense allowance of each member which is paid out of the county gasoline tax revenue bears the same ratio to the total expense allowance paid such member that the expenses incurred by such member in connection with the discharge of his duties in inspecting, accepting, building, repairing or supervising any of the county roads or bridges bears to the total expense allowance paid to such member. Provided, further, that such use of gasoline tax revenues shall be in accordance with and subject to all provisions of Title 51, Section 655, Code of Alabama 1940, as amended. The chairman or other presiding officer of the court of county commissioners, board of revenue, or like governing body of Geneva County shall continue to receive the same compensation as the chairman or other presiding officer of county governing bodies under the general law.

Section 2. This Act shall become effective upon the expiration of the term or terms of the incumbent member or members whose term or terms expire first.

CERTIFICATE OF PUBLICATION

STATE OF ALABAMA
GENEVA COUNTY

I, Joel P. Smith, Publisher of the Geneva County Reaper, a weekly newspaper published in Geneva, Geneva County, Ala.* do hereby certify that the advertisement attached hereto has been published in said newspaper for a period of 4 consecutive weeks, commencing August 1, 1957, and ending August 22, 1957.

Witness my hand this 22 day of August, 1957.

JOEL P. SMITH.

Sworn to and subscribed before me this 22 day of August, 1957.

VIDERA HENDRIX,
Notary Public.

By Mr. Metcalf:

S. 539. Relating to Geneva County: to authorize and direct the county governing body of such county to reimburse the sheriff of such county for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA GENEVA COUNTY

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama and application for passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Geneva County: To authorize and direct the County Governing Body of such County to reimburse the Sheriff of said County for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

Be It Enacted by the Legislature of Alabama:

Section 1. The Court of County Commissioners, Board of Revenue or other like governing body of Geneva County, is hereby authorized and directed to appropriate and pay from any funds in the County Treasury available for such purpose such sums as are needed to reimburse the Sheriff of Geneva County for any hospital and medical expenses incurred by him due to injuries that he has already or that he may hereafter incur in the performance of his duties as such Sheriff and while acting in the line and scope of such duties.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming law. —44-4-tc

CERTIFICATE OF PUBLICATION

STATE OF ALABAMA GENEVA COUNTY

I, Joel P. Smith, Publisher of the Geneva County Reaper, a weekly newspaper published in Geneva, Geneva County, Ala.,* do hereby certify that the advertisement attached hereto has been published in said newspaper for a period of 4 consecutive weeks, commencing August 1, 1957, and ending August 22, 1957.

Witness my hand this 22 day of August, 1957.

JOEL P. SMITH.

Sworn to and subscribed before me this 22 day of August, 1957.

VIDERA HENDRIX,
Notary Public.

By Mr. Smith:

S. 540. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners of Lee County, Alabama, may levy a privilege tax of not more than two cents on each sixteen fluid ounces or fractional part thereof of malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one per centum or more of alcohol by volume on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering same to retailers in the County of Lee, Alabama; except that such tax shall not apply to such beverages delivered to retailers located within the police jurisdiction of Notasulga, Alabama, where same extends into Lee County, Alabama, so long as the City of Notasulga, Alabama, levies and collects any privilege tax upon the selling, distributing or delivery of such bever-

ages within its police jurisdiction. The privilege tax herein levied shall be in addition to all other taxes and licenses now or hereafter imposed by law.

Section 2. Such privilege tax shall be collected by the governing bodies of incorporated municipalities within Lee County, Alabama, on all such beverages sold or delivered to retailers within the corporate limits or police jurisdiction of such towns and shall become a part of the general funds of such municipalities and the said privilege tax shall be collected by the Court of County Commissioners of Lee County, Alabama on all such beverages sold or delivered to retailers within Lee County and outside the corporate limits and police jurisdictions of incorporated towns within or extending into Lee County and shall be placed in and become a part of the Gasoline Funds of Lee County, Alabama to be used for governmental purposes of Lee County, Alabama as other moneys in said Gasoline Fund of Lee County are now used.

Section 3. The Court of County Commissioners of Lee County, Alabama and the governing bodies of any incorporated municipalities in Lee County may also provide rules and regulations and machinery for the collection of such privilege tax within their stated areas and provide penalties for the violation of such rules and regulations and may provide for reasonable compensation to sellers and distributors of such beverages for the expenses of compliance with such rules and regulations.

Section 4. This Act shall take effect immediately upon its passage and approval by the Governor or its otherwise becoming a law.

Section 5. All laws and parts of laws, general, special or local in conflict with this Act are hereby expressly repealed.

Section 6. If any clause, sentence, section or other part of this Act should be declared unconstitutional, the same shall not affect the remaining part.

STATE OF ALABAMA COUNTY OF LEE

Before me, Mrs. Jewel Whatley, a Notary Public, Lee County, Alabama, personally appeared W. C. Wear, Jr., who being duly sworn, deposes and says as follows:

I am co-publisher of the Opelika Daily News, Inc., that the above advertisement was published 4 times, August 2nd, 9th, 16th, 23rd, 1957 in the Opelika Daily News, Inc., a newspaper published in Lee County, Alabama.

W. C. WEAR, JR.,
Co-Publisher.

Sworn and subscribed to me this 26th day of August, 1957.

MRS. JEWEL WHATLEY,
Notary Public.

By Mr. Robison:

S. 541. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included **therein**.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that a bill substantially as follows will be introduced at the 1957 regular session of the legislature of Alabama and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the City of Montgomery, in the County of Montgomery, and the State of Alabama, be and the same are hereby altered and rearranged so as to include within the corporate limits of said City all of that territory lying within the County of Montgomery and included in the following boundaries, to-wit: Commence at the point where the present City limits line, which is the north boundary of the right-of-way of the Southern Bypass, intersects the west boundary of the right-of-way of Narrow Lane Road, thence run south along the said west boundary of the right-of-way of Narrow Lane Road for a distance of 1611.93 feet, more or less, to a point where the said right-of-way line intersects the south right-of-way boundary of Buckingham Drive, thence turn right and run westerly along the southern boundary of the right-of-way of Buckingham Drive 2604 feet, more or less, to a point where the said southern boundary of said Street right-of-way intersects the west boundary line of Section 32, T 16N, R 18E, then turn right and run northerly along said section line for a distance of 1531 feet, more or less, to a point at which the section line intersects the north boundary of the right-of-way of the Southern Bypass, the present City Limits line, then turn right and run easterly along the present City Limits line for a distance of 2606 feet, more or less, back to the point of beginning.

Section 2. That all laws or parts of laws in conflict herewith are hereby repealed.

Section 3. This act shall become effective October 1, 1957.

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Before me, T. A. Hardy, a Notary Public in and for said State and County, personally appeared R. F. Bell, Cashier for "The Advertiser Company, Inc.", publishers of the Alabama Journal, a newspaper published in the City of Montgomery, County of Montgomery, and State of Alabama, who, being by me first duly sworn, deposes and says that the foregoing and attached is a true copy of a "Legal Notice" which appeared in the regular editions of the said newspaper published in said City and County of Montgomery on July 31, August 7, August 14, and August 21, 1957.

R. F. BELL.

Sworn to and subscribed before me, this the 21 day of August, 1957.

T. A. HARDY,
Notary Public.

By Mr. Roberts:

S. 542. To regulate further the compensation and allowances of certain officers of counties having a population of not less than 80,000 nor

more than 94,000 according to the last or any subsequent federal decennial census.

Committee on Local Legislation.

By Mr. Van Antwerp:

S. 543. To fix the compensation of the coroner in all counties having a population of not less than 140,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Committee on Local Legislation.

By Mr. Van Antwerp:

S. 544. To amend Section 1 of the act approved August 18, 1955 entitled "An Act To create in every county having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent decennial federal census, the position of Coroner's Pathologist; to fix the qualifications therefor; to provide the method of his appointment and to fix his compensation and the manner in which it shall be paid," (Act No. 256, S. 292, 1955 Acts, Vol. I, p. 600).

Committee on Local Legislation.

By Mr. Van Antwerp:

S. 545. To amend further Section 1 of the act approved July 6, 1943 entitled "An Act To provide an Assistant for County Coroner in all counties having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census," (Act No. 563, S. 427, 1943 General Acts 561).

Committee on Local Legislation.

By Mr. Boutwell:

S. 546. To apply in and only in each county in this state having a population of 500,000 or more, according to the 1950 or any succeeding decennial federal census; To regulate junk dealers and scrap metal processors in such counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such county; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such county to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; To prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the counties to which this Act applies.

Committee on Local Legislation.

By Mr. Roberts:

S. 547. To alter or re-arrange the boundary lines of the town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF ETOWAH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Boundary lines of the Town of Reece City, Etowah County, Alabama, be, and the same are, altered or re-arranged so as to include within the corporate limits of said town all territory now within such corporate limits, and, also, certain other territory in Etowah County, Alabama, all of which territory is more particularly described as being all of the territory lying within the County of Etowah, State of Alabama included and embraced within the boundaries herein set out, to-wit:

Beginning at the Northeast corner of Section 4, Township 11 South, Range 6 East, in Etowah County, Alabama; thence west along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 4, to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 4; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 4; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the northeast corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 4; thence west along the north line of said forty to the northwest corner thereof; thence South along the west line of said forty to the Northeast corner of Section 8, T11S, R6E; thence west along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 8, to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 8; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the Southwest corner thereof; thence Southwest in a direct line to the Northwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 8; thence south along the west line of said forty to the Southwest corner thereof; thence Southwest in a direct line to the Southwest corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, T11S, R6E; thence South along the west line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 17, to the Southwest corner thereof; thence Southwest in a direct line to the Northwest corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 18, T11S, R6E; thence south along the West line of said forty to the Southwest corner thereof; thence Southwest in a direct line to the Northeast corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25, T11S, R5E; thence west along the north line of said forty to the northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 25; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the northeast corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 25; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said Section 25 to the Southwest corner thereof; thence Northeast in a direct

line to the Southwest corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, T11S, R6E; thence northeasterly in a direct line to a point in the west line of Section 20, T11S, R6E; which point is 300 feet south of the northwest corner of said Section 20; thence east, 300 feet south of and parallel to the north line of said section 20 to a point in the east line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 20; thence north along the east line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 20 to the Northeast corner thereof; thence East along the South line of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17, T11S, R6E, to the Southeast corner thereof; thence North along the East line thereof to the NE corner of said forty; thence West and along the North line of said forty a distance of 530 feet to a point; thence North 8° West a distance of 400 feet to a point; thence North 66° West a distance of 126 ft. to a point; thence South 75° West a distance of 80 ft. to a point; thence due West a distance of 107 feet to a point; thence North 80° 45' West and proceed in a straight line to the East line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 17; thence North along the East line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17, and the East line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, to the NE corner of said SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17; thence Northeast in a direct line to the Southwest corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, T11S, R6E; thence north along the west line of said forty to the Northwest corner thereof; thence east along the north line of said forty to the Southwest corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 8; thence north along the west line of said forty to the Northwest corner thereof; thence east along the North line of the said forty to the Southwest corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9, T11S, R6E; thence north along the west line of said forty to the Northwest corner thereof; thence east along the north line of said forty to the Southwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 9; thence north along the West line of said forty to the Northwest corner thereof; thence east along the north line of said forty to the Southwest corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 4, T11S, R6E; thence north along the west line of said forty to the Northwest corner thereof; thence east along the north line of said forty to the Southwest corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 4; thence north along the west line of said forty to the Northwest corner thereof; thence east along the north line of said forty to the Southeast corner of the NE $\frac{1}{4}$ of said Section 4; thence north along the east line of said Section 4 to the point of beginning.

Section 2. That the boundaries set in Section One of this act be, and the same hereby are, established as the corporate limits of the Town of Reece City, Etowah County, Alabama, and all of the territory included and embraced within said boundaries shall hereafter be and constitute a part of the Town of Reece City, Etowah County, Alabama.

Section 3. That all laws and parts of laws, both general, special and local, in conflict with this Act, be, and the same hereby are, repealed.

Section 4. That this Act shall go into effect immediately upon its approval by the Governor.

STATE OF ALABAMA ETOWAH COUNTY

Before me, Walter Betz, a Notary Public, in and for said County, in said State, personally appeared Ollie Wright, who is known to me, and who, after being by me duly sworn, deposes and says under oath as follows:

That she is Adv. Bookkeeper of The Gadsden Times, a Newspaper published in said County, in said State, and authorized under the laws of the State of Alabama to carry legal advertising;

That, as such employee, she has knowledge of the facts hereinafter stated, and that she is authorized by said, The Gadsden Times, to make this affidavit;

That there is glued to said affidavit notice, which notice was printed in The Gadsden Times in its regularly circulated editions on July 22, 29, Aug. 5, and 12th, 1957, and that the clipping glued to this affidavit constitutes an exact and true copy of said advertisement as it appear in The Gadsden Times on the dates shown above.

Subscribed and sworn to by me on this, the 19th day of August, 1957.

OLLIE WRIGHT.

Subscribed and sworn to before me on this the 19th day of August, 1957.

WALTER BETZ,
Notary Public, Etowah County, Alabama.

By Mr. Roberts:

S. 548. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Committee on Local Legislation.

REPORTS OF COMMITTEES

Mr. Skidmore, Chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Tyson et al:

H. 708. To propose an amendment to the Constitution of Alabama that the Court of Appeals be constituted as the Court of Criminal Appeals with final, exclusive, and irrevocable supreme appellate jurisdiction co-extensive with the limits of the State in all criminal and quasi-criminal cases of whatsoever grade; and with power to issue such original, remedial, and extraordinary writs as may be necessary to give it a general superintendency and control of inferior jurisdictions; that the judges of the Court of Appeals holding office at the time said amendment shall become effective, or who shall be elected to a future term on the Court of Appeals, shall constitute the judges of said court for the remainder of the terms for which they were chosen as judges of the Court of Appeals; and that appeals from death sentences shall be heard by said court augmented by four justices of the Supreme Court selected in rotation by the Chief Justice.

The above Bill was read a second time at length as required by the Constitution.

By Messrs. Tyson et al:

H. 709. To provide for the Court of Criminal Appeals of Alabama.

By Mr. Skidmore:

S. 508. To amend Section 4 of Act No. 85 adopted at the 1955 Regular Session of the Legislature of Alabama so as to increase the maximum

rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the Constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

By Mr. Skidmore:

S. 509. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Hawkins:

H. 569. To propose an amendment to the Constitution forbidding enactment of a law placing responsibility for construction and maintenance of county roads in the State Highway Department or other state agency unless authorized by a vote of the qualified electors of the county.

The above Bill was read a second time at length as required by the Constitution.

By Messrs. Roberts et al:

H. 920. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing the issuance for school building purposes of not exceeding \$110,000,000 principal amount of general obligation bonds of the State of Alabama, additionally secured by a pledge of certain state taxes.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Pirkle:

H. 995. To propose an amendment to the Constitution of Alabama authorizing the several school districts of Cleburne County to levy and collect special school taxes.

The above Bill was read a second time at length as required by the Constitution.

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Locke (Choctaw), Bradford, McNider and Wood:

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Mr. Hall, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, with amendment, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Davis (Pickens), Engelhardt and Givhan (with amendment):

S. 467. To amend Article 20 of Chapter 1, Title 17, Code of Alabama (1940), which relates to the election of electors for president and for vice-president and representatives in Congress.

By Messrs. Davis (Pickens), Engelhardt and Givhan (with amendment):
S. 468. To amend Article 9, Section 145 of Chapter 1, Title 17, Code of Alabama (1940), which relates to the names of candidates being placed on ballots.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Hawkins, Dawkins and Mathews:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Mr. Calvin, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. McNider, Kendall and Locke (Choctaw):

H. 838. To designate the new Tombigbee River Bridge at Coffeeville as "The Jim Folsom Bridge," and to direct the State Highway Department to erect appropriate markers thereon.

By Messrs. Gregory et al:

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Mr. Calvin, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Shelton and Davis (Pickens) (without recommendation):

S. 10. To provide further for the government of the state highway department; to abolish the office of state highway director and to establish a state highway commission in lieu thereof; to provide for the election of the members of the commission, and for their compensation, functions, jurisdiction, powers, and duties; to provide for the appointment of a chief engineer and other officers and employees necessary to administer the highway function; to repeal conflicting laws; and to provide for the operation of the provisions of the Act.

Mr. Robison, Chairman of the Standing Committee on Insurance, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, with amendment, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Thomas, Roberts and Cornett (with amendment):

H. 497. To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) entitled: "An Act Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

By Messrs. Thomas, Cornett and Roberts (with amendment):

H. 377. To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a deter-

mination by the Superintendent of Insurance of any violations of this Act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the Superintendent of Insurance; and for other purposes.

Mr. Robison, Chairman of the Standing Committee on Insurance, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Stokes (with substitute):

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 79. To provide for a long range survey of the State's educational system, creating the Alabama Education Commission and making an appropriation.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after a reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Law:

H. J. R. 93. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ALABAMA LEGISLATURE, THE SENATE CONCURRING, that the bridge which crosses the Conecuh River where State Highway Number 41 leading from Brewton, Alabama, to Milton, Florida, crosses said Conecuh River in Escambia County, is hereby named, designated and shall be known as "The Malcolm Edwards Bridge," in honor of the esteemed Representative from Escambia County in this Legislature.

BE IT FURTHER RESOLVED that the State Highway Department is requested to erect at or attach to this bridge appropriate plaques or markers showing its designation as "The Malcolm Edwards Bridge."

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 93, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Hain, Steagall, Boyd, Thomas, Stokes, Stembridge, Kaul, Vacca, Simon, McNider, Bradford, Money, Nolen, Lee (Barbour), Faulk, Albea, Hardy and Gilmer:

H. 848. To amend an act approved September 5, 1951, entitled "An Act To create a State Bureau of Publicity and Information, transferring to it the functions, funds, jurisdiction, authority, personnel, property and effects of the Division of Records and Reports, providing for the appointment of a Director of Publicity and an advisory board, abolishing the office of Director of the Division of Records and Reports, conferring exclusive power upon the Bureau to plan and conduct all state programs of tourist advertising, and making an appropriation for that purpose" (Act No. 712, H. 48, Acts of 1950-51, Vol. II, p. 1250).

Also:

By Messrs. Stembridge and Kendall:

H. 1003. To validate public corporations for hospital purposes attempted to be organized under Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as amended, where the governing body of a county has authorized the incorporation of such corporation but where the attempted incorporation is invalid because of some irregularity in the procedure for incorporation.

Also:

By Messrs. Stembridge and Kendall:

H. 1004. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature so as to authorize the amendment of the certificate of incorporation of any public hospital corporation, at any time organized under said act, for the purpose of changing the number of the members of its board of directors or making any other change in any such certificate of incorporation that is not inconsistent with the provisions of said act; so as to provide the method of effecting any such amendment; so as to specify, in the event any such amendment shall reduce the number of the members of any such board of directors, the method for determining which members of any such board of directors shall continue to serve and which shall cease to serve, following such amendment; and so as to provide that the terms of office of any such board of directors shall thereafter be staggered so that the term of office of one-third of such directors shall expire at the end of each period of two years.

Also:

By Mr. Speaks:

H. 895. To provide for the operation of Thorsby Institute in Chilton County as a high school in the public school system of said county; making appropriations for that purpose.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 848 and 895—To the Committee on Finance and Taxation

H. B.'s 1003 and 1004—To the Committee on Public Health

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Hawkins and Dawkins:

H. 8. To provide a Revolving Fund for the Department of Finance, Division of Service Mail and Supply Room; and to make an appropriation thereto.

Also:

By Messrs. Hawkins and Dawkins:

H. 9. To make an appropriation for the support of the Southern Regional Council on Mental Health Training and Research.

Also:

By Messrs. Hawkins and Dawkins:

H. 10. To make an appropriation for the support of the Council of State Governments.

Also:

By Mr. Hawkins:

H. 954. To amend Title 22, Section 199, Code of Alabama 1940, as amended, which relates to care and treatment of tubercular patients.

Also:

By Messrs. Hawkins and Hanby:

H. 956. To amend further Section 425 of Title 51, Code of Alabama (1940), which relates to the excise tax on financial institutions.

Also:

By Messrs. Murphy, Steagall, Brassell, Brown (Lee), Hain, Callahan, and Goodwyn:

H. 927. To amend further Section 253, Title 45, Code of Alabama (1940), so as to provide that the longest term of imprisonment to which a prisoner is sentenced, when sentences are imposed to run concurrently, shall be considered as the prisoner's term of imprisonment for the purpose of computing good conduct deductions.

Also:

By Messrs. Murphy, Steagall, Brassell, Brown (Lee), Hain, Callahan, and Goodwyn:

H. 928. To amend further Section 32, Title 45, Code of Alabama (1940), so as to authorize the imposition of concurrent sentences.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 8, 9, 10, 954, and 956—To the Committee on Finance and Taxation

H. B.'s 927 and 928—To the Committee on Judiciary

RESOLUTION

Messrs. Van Antwerp, Skidmore, Moses, Givhan, Cooper, Engelhardt, Davis (Pickens), Cantrell, Yarbrough (Autauga), Newton, Lamberth, Smith, Calvin, Shelton, Goodwin, Allen, Jones, Flowers, Hall, Reeves, Dyar, Tate, Roberts, Leonard, Little, Robison, Eddins, Metcalf, Bradford, Grisham, James, Davis (Lowndes), and Vann offered the following Senate Joint Resolution, to-wit:

S. J. R. 84. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, that the sincere appreciation and thanks of The Legislature are hereby extended to The Jefferson County Delegation for the enjoyable evening they afforded the members when the gentlemen from Jefferson were cordial hosts on Tuesday, August 20, at a real old-time Southern barbecue at Vandy's.

On motion of Mr. Van Antwerp, the Rules were suspended and the Resolution adopted by the Senate.

BILLS ON THIRD READING

The Bill:

H. 939. To authorize the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, to pay pensions to certain former employees of the county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Robison
Allen	Davis (Lowndes)	Moses	Tate
Boutwell	Davis (Pickens)	Newton	Van Antwerp
Bradford	Dyar	Reeves	Vann
Calvin	Hall	Roberts	Yarbrough (Autauga)
Cantrell	James		—21

Nays:

—0

The Bill:

H. 523. Proposing an amendment to the Constitution relating to the power of municipal corporations in Walker County, Alabama to levy or impose license taxes.

Was read a third time at length as required by the Constitution and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Metcalf	Smith
Allen	Flowers	Moses	Tate
Boutwell	Givhan	Newton	Van Antwerp
Bradford	Lamberth	Shelton	Vann
Calvin	Leonard	Skidmore	Yarbrough (Autauga)
Eddins	Little		—21

Nays:

—0

The Bill:

H. 495. To amend further Section 94, Title 51, Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of boards of equalization, by establishing an additional classification therein.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Cantrell	Engelhardt	Leonard	Shelton
Cooper	Grisham	Newton	Skidmore
Davis (Lowndes)	Hall	Reeves	Smith
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones		

—21

Nays:

—0

The Bill:

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

Was taken up.

Mr. Newton offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 319, as follows:

On page 1, in Section 1, paragraph (f), after the words "instituted in Walker County," strike out the following words "and in all matters pertaining to divorce proceedings held under the provisions of Chapter 2 of Title 34, Code of Alabama (1940)."

Also, on page 1, strike out Section 2 entirely and substitute therefor the following:

"Section 2. The judge of the county court of Walker County shall be elected at the general election to be held in November, 1958, and every four years thereafter, and neither the probate judge nor the judge of the probate court of Walker County shall serve as judge of the county court. The judge of the county court shall hold office for a term of four years from the first Monday after the second Tuesday in January next following his election, and until his successor shall have been elected and qualified. The judge of the county court shall be a resident and qualified elector of Walker County. The judge of the county court shall receive a salary of six thousand dollars (\$6,000.00) per annum, payable as a preferred claim in equal monthly installments out of the general fund of the county, which shall be in lieu of all other compensation heretofore provided by law. The judge of the county court may be impeached or removed from office on the same grounds and in the same manner as may be provided for the impeachment or removal of judges of county courts under the general laws of this State."

Also, on page 2, Strike out Section 8 entirely and substitute therefor the following:

"Section 8. In addition to any other duties imposed upon him by law, it shall be the duty of the county solicitor of Walker County to represent the State in all criminal and quasi-criminal cases in the county

court of Walker County; to prosecute all criminal cases arising from indictments transferred to the county court; and to represent the State in preliminary proceedings, applications for bail, and habeas corpus proceedings arising in the county court. The county solicitor shall receive a salary of two hundred seventy-five dollars (\$275.00) per month, or thirty-three hundred dollars (\$3300.00) per annum, payable in equal monthly installments out of the general fund of the county, which shall be in lieu of all other compensation heretofore provided by law."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Goodwin	Robison	
Allen	Davis (Lowndes)	Moses	Shelton	
Boutwell	Eddins	Newton	Skidmore	
Bradford	Engelhardt	Reeves	Smith	
Calvin	Flowers	Roberts	Tate	
Cantrell	Givhan			—21

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Goodwin	Robison	
Allen	Davis (Lowndes)	Moses	Shelton	
Boutwell	Eddins	Newton	Skidmore	
Bradford	Engelhardt	Reeves	Smith	
Calvin	Flowers	Roberts	Tate	
Cantrell	Givhan			—21

Nays: —0

The Bill:

S. 422. To regulate further the compensation and allowances of certain officers of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Was taken up.

Mr. Roberts offered the following substitute for the bill, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To regulate further the compensation and allowances of certain officers of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply only in counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Section 2. The judge of probate of every county to which this Act applies shall be entitled to receive an annual salary of ten thousand

dollars (\$10,000), payable in equal monthly installments from the county treasury. The salary of the judge of probate as herein provided shall be in lieu of all fees, commissions, percentages, or allowances for such an officer as prescribed by law, except that he shall be entitled to receive two and one-half cents ($2\frac{1}{2}$ c) for each name he lists on the county's list of qualified voters, to be paid in the manner prescribed by law, the said two and one-half cents ($2\frac{1}{2}$ c) per name to be one-half ($\frac{1}{2}$) of the five cents (5c) per name now provided by law for such service.

Section 3. The clerk of the circuit court of every county to which this Act applies shall be entitled to receive an annual salary of seven thousand dollars (\$7,000), payable in equal monthly installments from the county treasury. Such salary shall be the entire compensation of the clerk for performing the duties of his office, and shall be in lieu of all fees, commissions, percentages, and allowances provided such an officer by general law.

Section 4. The register of the circuit court of every county to which this Act applies shall be entitled to receive an annual salary of five thousand two hundred eighty dollars (\$5,280), payable in equal monthly installments from the county treasury. Such salary shall be the entire compensation of the register for performing the duties of his office, and shall be in lieu of all fees, commissions, percentages, and allowances provided such an officer by general law.

Section 5. In addition to the salary paid by the State, the circuit judge or judges for each county to which this Act applies shall each be paid a supplemental salary of two thousand five hundred dollars (\$2,500) per annum by the county, payable in equal monthly installments from the county treasury in the same manner as the salaries of county officers are paid.

Section 6. In addition to the salary paid by the State, the circuit solicitor for each county to which this Act applies shall be paid a supplemental salary of one thousand five hundred dollars (\$1,500) per annum by the county, payable in equal monthly installments from the county treasury in the same manner as the salaries of county officers are paid.

Section 7. The chairman of the board of revenue, court of county commissioners, or other governing body of any county to which this Act applies shall receive a salary of seven thousand one hundred fifty dollars (\$7,150) per annum, and each associate member, other than the chairman, of such county governing body shall receive a salary of six thousand six hundred dollars (\$6,600) per annum, such salaries to be paid in equal monthly installments from the county treasury in the manner prescribed by law. Such compensation shall be in lieu of all other compensation heretofore provided by law for the chairman and members of such county governing body.

Section 8. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. All laws or parts of laws which conflict with this Act are repealed.

Section 10. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison	
Allen	Eddins	Leonard	Shelton	
Boutwell	Engelhardt	Little	Skidmore	
Bradford	Flowers	Metcalf	Smith	
Calvin	Givhan	Roberts	Tate	
Davis (<i>Pickens</i>)	Goodwin			—21

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison	
Allen	Eddins	Leonard	Shelton	
Boutwell	Engelhardt	Little	Skidmore	
Bradford	Flowers	Metcalf	Smith	
Calvin	Givhan	Roberts	Tate	
Davis (<i>Pickens</i>)	Goodwin			—21

Nays: —0

The Bill:

S. 478. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Metcalf	Robison	
Calvin	Goodwin	Moses	Tate	
Cantrell	Grisham	Newton	Van Antwerp	
Cooper	Hall	Reeves	Vann	
Davis (<i>Lowndes</i>)	James	Roberts	Yarbrough (<i>Aufauga</i>)	
Davis (<i>Pickens</i>)	Jones			—21

Nays: —0

The Bill:

S. 480. To fix the supplemental salaries of Circuit Judges in Judicial Circuits in Alabama composed of one county where the population of such county exceeds 94,000 people and is less than 134,000 people according to the last preceding or any succeeding decennial United States census to be paid out of the county treasury of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Skidmore
Bradford	Engelhardt	Reeves	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James		—21

Nays: —0

The Bill:

H. 841. To extend, alter and re-arrange the boundary lines and corporate limits of the City of Foley, Baldwin County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Leonard	Shelton
Allen	Grisham	Little	Skidmore
Boutwell	Hall	Metcalf	Smith
Bradford	James	Moses	Tate
Flowers	Jones	Newton	Van Antwerp
Givhan	Lamberth		—21

Nays: —0

The Bill:

H. 228. To regulate further the office of solicitor of the Seventeenth Judicial Circuit of Alabama; creating a solicitor's fund for each county composing the circuit, and providing for the expenditure and use thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Reeves	Smith
Cantrell	Hall	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton		—21

Nays: —0

The Bill:

H. 901. To alter, re-arrange and extend the boundaries of the municipality of Avon in Houston County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Little
Allen	Davis (Lowndes)	Givhan	Metcalf
Boutwell	Davis (Pickens)	Goodwin	Shelton
Bradford	Dyar	Lamberth	Vann
Calvin	Eddins	Leonard	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 903. To authorize each county in this state having a population of 400,000 or more, according to the last or any succeeding federal census, to sell and issue from time to time not exceeding \$1,500,000 in principal amount of interest-bearing warrants for the purpose of acquiring, providing and constructing improvements, additions and modernizations to any one or more of the courthouses and other county public buildings therein; to provide that such warrants shall evidence general obligation indebtedness of the county by which they are issued; to require public sale of any such warrants; to require the pledge and use for payment of the principal of and the interest on such warrants of so much as may be necessary for such purpose of the proceeds of the special cigarette and smoking tobacco license taxes levied in each such county by Act No. 414, adopted at the 1947 Regular Session of the Legislature of Alabama, as amended, that are required by said act to be paid into the general treasury of such county; to specify the effect and priority of each such pledge; to require the use of certain surplus cigarette and smoking tobacco license tax proceeds for the redemption or purchase for retirement of such warrants; to authorize the refunding of any such warrants; to provide that such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that the provisions of this act shall control the provisions of any inconsistent law; and to provide that the issuance of any warrants and the interest coupons applicable thereto pursuant to the provisions of this act shall constitute the audit and allowance of claims against the county by which they are issued and against the proceeds of such tax proceeds pledged for such warrants and coupons.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Lamberth	Skidmore
Allen	Flowers	Leonard	Smith
Boutwell	Givhan	Little	Tate
Bradford	Goodwin	Metcalf	Vann Antwerp
Calvin	Grisham	Shelton	Vann
Eddins	Hall		

—21

Nays:

—0

The Bill:

H. 902. Relating to Counties having a population of 500,000 or more inhabitants according to the last or any subsequent Federal census; to prohibit the depositing of trash, refuse, garbage, glass, or other sharp cutting substances or rubbish of any kind whatsoever in or upon any public park, roadway or right of way of any public street, avenue or highway, or upon or along any private road without owners consent, and to require the prompt removal of all dead animals from any public park, highway or right of way by the owner or owners thereof and to provide that the violation of this act shall constitute a misdemeanor and to provide for the enforcement of this Act and the penalties for violation thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Eddins	James
Allen	Davis (Pickens)	Engelhardt	Jones
Boutwell	Dyar	Hall	Lamberth

Leonard	Robison	Smith	Van Antwerp	
Reeves	Shelton	Tate	Vann	
Roberts	Skidmore			—21
<i>Nays:</i>				—0

The Bill:

H. 907. To establish an Inferior Court for Jefferson County, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, the terms and salary of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries, and to provide that the Act shall go into effect on the first day of January 1959.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Smith	
Allen	Engelhardt	Little	Tate	
Boutwell	Flowers	Metcalf	Van Antwerp	
Bradford	Givhan	Shelton	Vann	
Calvin	Goodwin	Skidmore	Yarbrough (Autauga)	
Cantrell	Lamberth			—21
<i>Nays:</i>				—0

The Bill:

H. 904. To provide for and fix the salaries of members of the commission or board of commissioners (including the president of such commission or board) of each city in the State of Alabama having a population of two hundred fifty thousand or more inhabitants according to the last or any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries; To provide that this act shall become effective on the first Monday of November, 1957.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Smith	
Allen	Grisham	Reeves	Tate	
Boutwell	Hall	Roberts	Van Antwerp	
Davis (Lowndes)	James	Robison	Vann	
Davis (Pickens)	Jones	Skidmore	Yarbrough (Autauga)	
Dyar	Moses			—21
<i>Nays:</i>				—0

The Bill:

H. 905. To fix the compensation or salary of the Sheriff of all counties having a population of Four Hundred Thousand (400,000) or more according to the last or subsequent Federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Givhan	Shelton
Boutwell	Davis (Pickens)	Lamberth	Skidmore
Bradford	Dyar	Leonard	Smith
Calvin	Eddins	Little	Tate
Cantrell	Engelhardt	Metcalf	Van Antwerp
Cooper	Flowers		—21

Nays: —0

The Bill:

H. 906. To provide for the compensation to be paid the First Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama, appointed by the Solicitor, the Second Deputy Circuit Solicitor, appointed by the Solicitor, the Third Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama, appointed by the Solicitor, the Fifth Deputy Circuit Solicitor, appointed by the Solicitor, the Sixth Deputy Circuit Solicitor, appointed by the Solicitor, the Deputy Circuit Solicitor appointed by the Solicitor to serve in the Jefferson County Court of Misdemeanors and the Deputy Circuit Solicitor appointed by the Solicitor to serve in the Juvenile and Domestic Relations Court, in counties having a population of four hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the effective date when said Act shall go into effect.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Reeves	Smith
Allen	Hall	Roberts	Tate
Boutwell	James	Robison	Van Antwerp
Davis (Pickens)	Jones	Shelton	Vann
Dyar	Moses	Skidmore	Yarbrough (Autauga)
Goodwin	Newton		—21

Nays: —0

The Bill:

H. 908. To amend Section 3 of Act No. 564, entitled An Act to regulate the trials of Civil Cases in Jefferson County, approved September 9, 1949 (Acts of Alabama 1949, page 891).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Metcalf
Allen	Davis (Lowndes)	Givhan	Moses
Boutwell	Davis (Pickens)	Lamberth	Shelton
Bradford	Dyar	Leonard	Skidmore
Calvin	Eddins	Little	Smith
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 909. To change the name of the Municipal Court of Birmingham to the Court of Common Claims of Jefferson County, Alabama; and to fix the salary of the Judge of the said Court.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Moses	Smith
Allen	Grisham	Newton	Tate
Boutwell	Hall	Reeves	Van Antwerp
Davis (Pickens)	James	Roberts	Vann
Dyar	Jones	Robison	Yarbrough (Autauga)
Givhan	Metcalf		—21

Nays:

—0

The Bill:

H. 911. To fix the compensation or salary of the Circuit Clerk of all counties having a population of Five Hundred Thousand (500,000) or more according to the last or any subsequent Federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Smith
Allen	Eddins	Leonard	Tate
Boutwell	Engelhardt	Reeves	Van Antwerp
Cooper	Hall	Roberts	Vann
Davis (Lowndes)	James	Robison	Yarbrough (Autauga)
Davis (Pickens)	Jones		—21

Nays:

—0

The Bill:

H. 912. To provide for the compensation to be paid certain officers by counties having a population of 400,000 or more according to the last or any succeeding decennial federal census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Smith
Allen	Grisham	Reeves	Tate
Boutwell	Hall	Roberts	Van Antwerp
Bradford	James	Robison	Vann
Calvin	Jones	Skidmore	Yarbrough (Autauga)
Cantrell	Moses		—21

Nays:

—0

The Bill:

H. 914. To fix the salary of the Register of the Circuit Court of the Tenth Judicial Circuit of Alabama (Jefferson County) and to regulate the payment of the same.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Robison	
Boutwell	Engelhardt	James	Shelton	
Cooper	Flowers	Jones	Skidmore	
Davis (Lowndes)	Givhan	Reeves	Smith	
Davis (Pickens)	Goodwin	Roberts	Tate	
Dyar	Grisham			—21

Nays: —0

The Bill:

H. 915. To fix the compensation or salary of the President and members of the County Commission, or other governing body, of all counties having a population of four hundred thousand (400,000) or more according to the last or any subsequent federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Reeves	Smith
Allen	Engelhardt	Roberts	Tate
Boutwell	Hall	Robison	Van Antwerp
Davis (Lowndes)	James	Shelton	Vann
Davis (Pickens)	Jones	Skidmore	Yarbrough (Autauga)
Dyar	Lamberth		

—21

Nays: —0

The Bill:

H. 918. To amend Section XII of the act approved July 6, 1945, the act which authorized the governing body of Madison County to impose an excise tax on gasoline (Act No. 370, H. 642, 1945 Local Acts 175); providing further for the use of the proceeds of such tax.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Calvin	Givhan	Metcalf	Robison
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James		

—21

Nays: —0

The Bill:

H. 919. To abolish the fine and forfeiture fund in the county treasury of Madison County; to provide for the payment of all fines and forfeitures collected into the general fund of said county; to provide for the payment of certain claims from the general fund of said county in lieu of the fine and forfeiture fund.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Skidmore
Allen	Eddins	Leonard	Smith
Boutwell	Engelhardt	Little	Tate
Bradford	Flowers	Metcalf	Van Antwerp
Calvin	Givhan	Shelton	Vann
Cantrell	Goodwin		

—21

Nays:

—0

The Bill:

H. 924. To provide Judicial Officers of Mobile County; to designate them as Supernumerary Judges of the Court of General Sessions of Mobile County; to provide the conditions under which a Judge of the Court of General Sessions may become a Supernumerary Judge of the Court of General Sessions of Mobile County; to prescribe the qualifications, tenure in office, duties, powers, authority, and to fix the compensation of such supernumerary judges of the Court of General Sessions of Mobile County, and to provide for the method of removal from office of such supernumerary judges of the Court of General Sessions of Mobile County.

Was read a third time at length and passed.

Yeas 21; *Nays* 0.

Yeas:

Messrs.:	Hall	Metcalf	Smith
Cooper	James	Moses	Tate
Davis (Lowndes)	Jones	Newton	Van Antwerp
Davis (Pickens)	Lamberth	Shelton	Vann
Dyar	Leonard	Skidmore	Yarbrough (Autauga)
Grisham	Little		

—21

Nays:

—0

The Bill:

H. 926. Relating to cities having a population of not less than 125,000 nor more than 250,000, according to the last or any subsequent federal decennial census; fixing the compensation of the members of the city commission, council, or like governing body of any such city.

Was read a third time at length and passed.

Yeas 21; *Nays* 0.

Yeas:

Messrs.:	Grisham	Little	Smith
Allen	Hall	Metcalf	Tate
Boutwell	James	Moses	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Leonard		

—21

Nays:

—0

The Bill:

H. 930. To provide for the compensation to be paid the Assistant Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama by counties having a population of 500,000 or more according to the last or any succeeding decennial federal census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Robison
Allen	Engelhardt	Moses	Shelton
Boutwell	Flowers	Newton	Skidmore
Bradford	Givhan	Reeves	Smith
Calvin	Goodwin	Roberts	Tate
Cantrell	Little		

—21

Nays:

—0

The Bill:

H. 931. To fix the compensation or salary of the Deputy Circuit Clerk created under Title 13, Section 199, of the Code of Alabama 1940, for the division of the tenth judicial circuit described therein. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Hall	Smith
Allen	Davis (Lowndes)	James	Tate
Boutwell	Davis (Pickens)	Jones	Van Antwerp
Bradford	Dyar	Moses	Vann
Calvin	Goodwin	Newton	Yarbrough (Autauga)
Cantrell	Grisham		

—21

Nays:

—0

The Bill:

H. 932. To authorize the Sheriff of Jefferson County, Alabama to appoint an assistant to the Sheriff for the Bessemer Division of said County: to fix his compensation: the method of payment; term or tenure of office; the manner of his appointment; to abolish the office of Chief Deputy Sheriff in the Bessemer Division of Jefferson County, Alabama; to provide his duties and to otherwise provide for said office.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Reeves	Smith
Boutwell	Grisham	Roberts	Tate
Cooper	Hall	Robison	Van Antwerp
Davis (Lowndes)	James	Shelton	Vann
Davis (Pickens)	Jones	Skidmore	Yarbrough (Autauga)
Dyar	Newton		

—21

Nays:

—0

The Bill:

H. 933. To provide for and fix the salaries of members of the commission or board of commissioners (including the president of such commission or board) of each city in the State of Alabama having a

population of not less than 28,000 nor more than 29,000 inhabitants according to the last Federal Census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries; To provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof; to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them; To provide that this Act shall become effective on the first Monday in October, 1958.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Lamberth	Tate
Boutwell	Davis (Pickens)	Leonard	Van Antwerp
Bradford	Dyar	Little	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays:

—0

The Bill:

H. 940. Relating to Shelby County; authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Wilsonville in said county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Reeves
Cantrell	Engelhardt	James	Roberts
Cooper	Flowers	Jones	Robison
Davis (Lowndes)	Givhan	Moses	Vann
Davis (Pickens)	Goodwin	Newton	Yarbrough (Autauga)
Dyar	Grisham		—21

Nays:

—0

The Bill:

H. 941. To alter, rearrange and extend the boundary line of the City of Northport, in Tuscaloosa County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Goodwin	James
Cantrell	Davis (Pickens)	Grisham	Jones
Cooper	Dyar	Hall	Lamberth

Leonard	Shelton	Tate	Vann	
Little	Skidmore	Van Antwerp	Yarbrough (Autauga)	
Metcalf	Smith			—21
Nays:				—0

The Bill:

H. 942. To alter, rearrange and extend the boundary line of the City of Northport, in Tuscaloosa County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith	
Allen	Leonard	Roberts	Tate	
Boutwell	Little	Robison	Van Antwerp	
Bradford	Metcalf	Shelton	Vann	
James	Moses	Skidmore	Yarbrough (Autauga)	
Jones	Newton			—21
Nays:				—0

The Bill:

H. 944. To provide further for paid leaves of absence for certain employees of counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

Was taken up.

Mr. Newton offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 944, as follows:

Add the following at the end of Section 1:

It is provided, however, that no county employee shall be granted any leave with pay for more than two weeks in any one year; but each county employee can combine his one week of vacation leave with his seven days sick leave which is granted annually by the county and may use the total two weeks leave as a vacation or as sick leave. Neither vacation leave or sick leave shall be accumulated from year to year.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Newton	
Cantrell	Goodwin	Leonard	Shelton	
Cooper	Grisham	Little	Skidmore	
Davis (Lowndes)	Hall	Metcalf	Smith	
Davis (Pickens)	James	Moses	Tate	
Dyar	Jones			—21
Nays:				—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Newton	
Cantrell	Goodwin	Leonard	Shelton	
Cooper	Grisham	Little	Skidmore	
Davis (Lowndes)	Hall	Metcalf	Smith	
Davis (Pickens)	James	Moses	Tate	
Dyar	Jones			—21

Nays:

—0

The Bill:

S. 475. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature so as to authorize the amendment of the certificate of incorporation of any public hospital corporation, at any time organized under said act, for the purpose of changing the number of the members of its board of directors or making any other change in any such certificate of incorporation that is not inconsistent with the provisions of said act; so as to provide the method of effecting any such amendment; so as to specify, in the event any such amendment shall reduce the number of the members of any such board of directors, the method for determining which members of any such board of directors shall continue to serve and which shall cease to serve, following such amendment; and so as to provide that the terms of office of any such board of directors shall **thereafter be staggered so that the term of office of one-third of such directors shall expire at the end of each period of two years.**

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Metcalf	Robison	
Cooper	Flowers	Moses	Tate	
Davis (Lowndes)	Givhan	Newton	Van Antwerp	
Davis (Pickens)	Lamberth	Reeves	Vann	
Dyar	Leonard	Roberts	Yarbrough (Autauga)	
Eddins	Little			—21

Nays:

—0

The Bill:

S. 474. To validate public corporations for hospital purposes attempted to be organized under Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as amended, where the governing body of a county has authorized the incorporation of such corporation but where the attempted incorporation is invalid because of some irregularity in the procedure for incorporation.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Grisham	Tate	Vann	
Givhan	Hall	Van Antwerp	Yarbrough (Autauga)	
Goodwin	Smith			—21
Nays:				—0

The Bill:

H. 935. To require the Board of Revenue of Montgomery County, Alabama, to elect a County Road Engineer, which person must have had at least three years of practical experience in road building and must be a graduate in Civil Engineering of a recognized institute of Technology or other institute or engineering school of collegiate rank, and to prescribe his duties and authority.

Was taken up.

The Standing Committee on Local Legislation reported the following substitute for the bill, to-wit:

COMMITTEE SUBSTITUTE FOR H. B. 935

A BILL
TO BE ENTITLED
AN ACT

To require the Board of Revenue of Montgomery County, Alabama, to elect a County Road Engineer, which person must have had at least three years of practical experience in road building and must be a graduate in civil engineering of a recognized institute of technology or other institute or engineering school of collegiate rank, and must be a registered, licensed, qualified professional engineer under Title 46, Chapter 7, 1940 Code of Alabama, as amended, and to prescribe his duties and authority.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Board of Revenue of Montgomery County, Alabama, shall elect after the approval of this Act, a thoroughly qualified and competent person as road engineer for said County, which road engineer must have at least three years practical experience in road building prior to his election and must be a graduate in civil engineering of a recognized institute of technology or other institute or engineering school of collegiate rank, and must be a registered, licensed, qualified professional engineer under Title 46, Chapter 7, 1940 Code of Alabama, as amended.

Section 2. That the county road engineer, provided for by the terms of this Act, shall receive as compensation at least \$5,000 per year. His compensation, however, shall be fixed by the Board of Revenue or like governing body, in the county in which he is elected.

Section 3. That the said road engineer, provided for by this Act, shall give his entire time and attention to the construction and maintenance of public roads, highways and bridges in the county in which he holds office, and he shall have no other business, directly or indirectly, other than prescribed by the terms of this Act.

Section 4. That said County Engineer, herein provided for, shall have under the direction and with the approval of the Board of Revenue of Montgomery County, Alabama, entire charge of the public roads, highways and bridges in the county in which he holds office, he shall employ such assistants and help as is necessary for a full and satisfactory performance of the duties of his office, relative to the upkeep, maintenance, construction, etc., of all roads, highways and bridges in the county in which he holds office.

Section 5. That the said road engineer be and is hereby required to keep a written record in his office, which shall be a public record, setting out in detail the work he has accomplished during the preceding month, the number of persons employed and for what, the amount of moneys expended and for what, and shall set out his appraisal of the condition of all public roads, highways and bridges in the county in which he holds office.

Section 6. This Act shall not affect the Merit Law—Title 62 Section 110 (3)—Section 110 (19) approved September 2, 1949, or any amendment thereof.

Section 7. Be it further enacted that all laws and parts of laws other than as enumerated in Section 6 hereof in conflict with the provisions of this Act be and the same are hereby repealed.

Section 8. This Act shall take effect immediately upon its approval by the Governor of Alabama.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	James	Reeves	Smith
Flowers	Jones	Roberts	Tate
Givhan	Little	Robison	Van Antwerp
Goodwin	Metcalf	Shelton	Vann
Grisham	Moses	Skidmore	Yarbrough (Autauga)
Hall	Newton		—21

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	James	Reeves	Smith
Flowers	Jones	Roberts	Tate
Givhan	Little	Robison	Van Antwerp
Goodwin	Metcalf	Shelton	Vann
Grisham	Moses	Skidmore	Yarbrough (Autauga)
Hall	Newton		—21

Nays:

—0

The Bill:

H. 790. Relating to Lee County: To abolish the office of County Solicitor and Deputy Circuit Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Grisham
Boutwell	Cantrell	Davis (Pickens)	Hall

James Jones Lamberth	Leonard Little Metcalf	Robison Shelton	Skidmore Smith	
				—21
Nays:				—0

The Bill:

S. 491. To apply in all counties having a population of not less than 46,000 nor more than 49,000, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue, or like governing body of such counties to appropriate the public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Newton	Smith	
Calvin	Lamberth	Reeves	Tate	
Cantrell	Leonard	Roberts	Van Antwerp	
Cooper	Little	Shelton	Vann	
Eddins	Metcalf	Skidmore	Yarbrough (Autauga)	
Engelhardt	Moses			—21
Nays:				—0

The Bill:

S. 426. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey, or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants, or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing

the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable; to protect certain civil service and pension rights of employees of municipal airports taken over by such authority; to provide for competitive bidding on construction contracts in excess of ten thousand dollars; to provide for a date upon which this act shall become effective.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Reeves	Smith
Allen	Grisham	Roberts	Tate
Boutwell	Hall	Robison	Van Antwerp
Bradford	James	Shelton	Vann
Calvin	Jones	Skidmore	Yarbrough (Autauga)
Cantrell	Newton		—21

Nays:

—0

The Bill:

S. 493. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Leonard
Allen	Davis (Lowndes)	Givhan	Little
Boutwell	Davis (Pickens)	Goodwin	Metcalf
Bradford	Dyar	Grisham	Shelton
Calvin	Eddins	Lamberth	Skidmore
Cantrell	Engelhardt		—21

Nays:

—0

The Bill:

S. 494. To repeal an act approved August 30, 1955, entitled "An Act Relating to counties having a population of not less than 56,500 nor more than 72,500; Providing for the reidentification of all registered voters; directing the board of registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification" (Act No. 313, S. 315, 1955 Acts 711).

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Newton
Cantrell	Goodwin	Leonard	Reeves
Cooper	Grisham	Little	Roberts
Davis (Lowndes)	Hall	Metcalf	Robison
Davis (Pickens)	James	Moses	Yarbrough (Autauga)
Dyar	Jones		—21

Nays:

—0

The Bill:

S. 495. To extend, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Allen	Leonard	Roberts	Tate
Boutwell	Little	Robison	Van Antwerp
Bradford	Metcalf	Shelton	Vann
Eddins	Moses	Skidmore	Yarbrough (Autauga)
Engelhardt	Newton		—21

Nays:

—0

The Bill:

S. 496. Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Smith
Cantrell	Givhan	Roberts	Tate
Cooper	Goodwin	Robison	Van Antwerp
Davis (Lowndes)	Grisham	Shelton	Vann
Davis (Pickens)	Hall	Skidmore	Yarbrough (Autauga)
Dyar	James		—21

Nays:

—0

The Bill:

S. 497. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Moses
Davis (Lowndes)	Givhan	Lamberth	Newton
Davis (Pickens)	Goodwin	Leonard	Reeves
Dyar	Grisham	Little	Roberts
Eddins	Hall	Metcalf	Robison
Engelhardt	James		

—21

Nays:

—0

The Bill:

S. 500. For the relief of George Dean and Mrs. Ed Pettus, doing business as Pettus Bonding Co., of Montgomery, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Lamberth	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Aulauga)
Cantrell	Engelhardt		

—21

Nays:

—0

The Bill:

S. 504. Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Davis (Pickens)	Leonard	Roberts	Tate
Dyar	Little	Robison	Van Antwerp
Hall	Metcalf	Shelton	Vann
James	Moses	Skidmore	Yarbrough (Aulauga)
Jones	Newton		—21

Nays:

—0

The Bill:

S. 513. Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Was taken up.

The Standing Committee on Local Legislation reported the following substitute for the bill, to-wit:

SUBSTITUTE FOR S. 513

A BILL TO BE ENTITLED AN ACT

Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply only in counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Section 2. In each county to which this Act applies, the members of the court of county commissioners, board of revenue or like governing body of the county shall be elected by the qualified electors of the county at large. If any such county is divided into commissioners' districts or board of revenue districts, candidates for nomination or election as members of the governing body of the county must reside in such districts, as now provided by law; and no person shall be eligible to nomination or election as a member of the governing body of any such county unless the person is a resident and qualified elector of the district for which he is elected, both at the time of his election and during his continuance in office, and has resided in such district for at least five years

preceding the date on which he qualifies for nomination or election. Where more than one member is elected for any single district, the number of places to be filled for each such single district shall be designated by numbers, and each person seeking election to one of such places shall designate the place for which he is a candidate, and it shall be so designated on the ballot.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with the provisions of this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Robison
Allen	Davis (Lowndes)	Moses	Tate
Boutwell	Davis (Pickens)	Newton	Van Antwerp
Bradford	Dyar	Reeves	Vann
Calvin	Hall	Roberts	Yarbrough (Autauga)
Cantrell	James		—21

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Robison
Allen	Davis (Lowndes)	Moses	Tate
Boutwell	Davis (Pickens)	Newton	Van Antwerp
Bradford	Dyar	Reeves	Vann
Calvin	Hall	Roberts	Yarbrough (Autauga)
Cantrell	James		—21

Nays:

—0

The Bill:

H. 858. To amend Sections 2, 3, 4, and 5 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census and requires the installation in each such county of an improved system of indexing and recording documents affecting the title to property and recorded in the office of the Judge of Probate of such County, and which act provides for a special recording fee in each such county for financing said system by the issuance of warrants of such county, so as to provide for the microphotographing of instruments recorded as a part of said improved system; so as to eliminate the provisions in said Act No. 31 requiring the recording on a geographical basis of instruments affecting the title to real property and the installation of maps to facilitate such recording;

so as to permit the governing body of the county to provide for the recording and indexing as a part of said improved system of instruments and records in addition to those specified in said Act No. 31; and so as to provide further details with respect to the said improved system, its installation and maintenance, and the duties of the Judge of Probate with respect thereto.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Cooper	Leonard	Roberts	Tate
Davis (Lowndes)	Little	Robison	Van Antwerp
Eddins	Metcalf	Shelton	Vann
Engelhardt	Moses	Skidmore	Yarbrough (Autauga)
Flowers	Newton		—21

Nays: —0

The Bill:

H. 896. To alter or re-arrange the Boundary lines of the Town of Goodwater, Coosa County, Alabama so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Coosa County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Allen	Leonard	Roberts	Tate
Eddins	Little	Robison	Van Antwerp
Engelhardt	Metcalf	Shelton	Vann
Flowers	Moses	Skidmore	Yarbrough (Autauga)
Givhan	Newton		—21

Nays: —0

The Bill:

H. 946. Relating to Autauga County; to change the name of the armory located at Prattville in Autauga County to "Fort Harry M. Doster" in honor of the late Harry M. Doster, and to authorize and direct the Armory Commission and/or the State Military Department to so designate such armory.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 947. To amend Section 16 of an act approved September 23, 1947, the act establishing the Court of Common Pleas of Autauga County, Alabama (Act No. 445, H. 858, 1947 Local Acts 303).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 948. Relating to Bullock County; prohibiting the expenditure of any public funds of said county for the purpose of providing public assistance to or for any bastard child.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Metcalf	Robison
Cooper	James	Moses	Shelton
Davis (Lowndes)	Jones	Newton	Skidmore
Davis (Pickens)	Lamberth	Reeves	Smith
Dyar	Leonard	Roberts	Tate
Eddins	Little		—21

Nays: —0

The Bill:

H. 952. Relating to Dallas County; to authorize the judge of probate to have certain chattel mortgage records microfilmed and thereafter to destroy such records and to prescribe the force and effect of such microfilmed records and prints made therefrom.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Roberts
Allen	Davis (Lowndes)	Givhan	Robison
Boutwell	Davis (Pickens)	Jones	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Eddins	Reeves	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 953. Relating to Dallas County, to authorize and direct the Court of County Revenues or other county governing body to pay from county

funds the premium which is required of the Chief Clerk of the Probate Office of Dallas County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Roberts
Allen	Davis (Lowndes)	Givhan	Robison
Boutwell	Davis (Pickens)	Goodwin	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Eddins	Reeves	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 958. To Amend Section 5 of Act No. 248 of the Legislature of Alabama of 1945 (General Acts of 1945, pages 376-400), as amended by Act No. 345, approved August 15, 1947 (General Acts of the Legislature of Alabama of 1947, pages 222-229), as amended by Act No. 17, First Special Session of 1956, approved January 27, 1956 (General Acts of the Legislature of Alabama First Special Session of 1956, pages 32-37), as amended by Act No. 97 First Special Session of 1956, approved April 14, 1956 (General Acts of the Legislature of Alabama First Special Session of 1956, pages 414-419).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Lamberth
Allen	Davis (Lowndes)	Givhan	Leonard
Boutwell	Davis (Pickens)	Goodwin	Little
Bradford	Dyar	Grisham	Shelton
Calvin	Eddins	Hall	Skidmore
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 961. To amend Section 799, Title 37, of the 1940 Code of Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Davis (Lowndes)	Little	Tate
Boutwell	Eddins	Metcalf	Van Antwerp
Bradford	Engelhardt	Shelton	Vann
Calvin	Flowers	Skidmore	Yarbrough (Autauga)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

H. 962. Relating to counties having a population of 500,000 or more, according to the last or any subsequent federal decennial census; pro-

viding further for the filling of vacancies which occur in certain public offices.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Grisham	Roberts
Allen	Davis (Lowndes)	Hall	Robison
Boutwell	Davis (Pickens)	James	Van Antwerp
Bradford	Dyar	Jones	Vann
Calvin	Givhan	Reeves	Yarbrough (Autauga)
Cantrell	Goodwin		—21

Nays:

—0

The Bill:

H. 968. To alter or re-arrange the boundary lines of the City of Boaz, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Marshall County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Hall	Roberts
Allen	Davis (Lowndes)	James	Robison
Boutwell	Davis (Pickens)	Jones	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Goodwin	Reeves	Yarbrough (Autauga)
Cantrell	Grisham		—21

Nays:

—0

The Bill:

H. 971. To amend Section 2 of Act No. 843, General Acts of 1953, page 1135, entitled "An Act relating to the powers of municipalities: to authorize the governing body of any city or town to alienate municipal property which is not needed for public or municipal purposes," to provide that in counties having a population of not less than 225,000 and not more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, the limitation of the term of such leases to a period of ninety-nine years shall not apply to any oil, gas or mineral lease made in accordance with such ordinance.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays:

—0

The Bill:

H. 976. Relating to Counties having a population of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; to amend Section 4 of Act No. 287, approved August 23, 1955, which regulates the business of operating certain cemeteries within such Counties of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; and provides for the original deposit of the sum of twenty-five thousand dollars in cash in the Endowment Care Fund.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Eddins	Little	Tate
Boutwell	Engelhardt	Metcalf	Van Antwerp
Bradford	Flowers	Shelton	Vann
Calvin	Givhan	Skidmore	Yarbrough (Autauga)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

H. 963. To authorize, regulate and provide for the payment of supplemental benefits to certain beneficiaries of municipal employees' pension, relief or retirement systems in cities in this State having a population of three hundred thousand or more, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Reeves	Smith
Allen	Dyar	Roberts	Tate
Boutwell	Hall	Robison	Van Antwerp
Bradford	James	Shelton	Vann
Calvin	Jones	Skidmore	Yarbrough (Autauga)
Davis (Lowndes)	Newton		—21

Nays: —0

The Bill:

H. 966. To levy additional privilege license and excise taxes for purposes of public school construction within Lawrence County, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations of the Act.

Was taken up.

Mr. Calvin offered the following amendment to the bill, to-wit:

AMENDMENT TO HOUSE BILL 966

Amend House Bill 966 by striking therefrom Section 3 as the same now appears and inserting in lieu thereof the following:

Section 3. The Department of Revenue shall charge the county for collecting the special taxes herein authorized a percentage of the taxes collected for the county to be computed on the basis of the percentage which the cost of collecting the state sales and use taxes bears to the total amount of such sales and use taxes collected. In computing the charge for each month the department shall use the percentage of the cost of collecting the state taxes for the next preceeding fiscal year with the amount so charged to be corrected and adjusted in the amount paid to the county hereunder for the month of November of the next succeeding fiscal year. The comptroller shall each month draw his warrant on the funds collected hereunder in the amount so computed or adjusted payable to the Department of Revenue. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this Act, and otherwise to enforce the provisions of this Act, including any litigation involving the Act; and the Department of Revenue shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the county.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Lamberth
Allen	Davis (Lowndes)	Givhan	Leonard
Boutwell	Davis (Pickens)	Goodwin	Little
Bradford	Dyar	Grisham	Shelton
Calvin	Eddins	Hall	Skidmore
Cantrell	Engelhardt		

—21

Nays:

—0

Mr. Calvin then offered the following amendment to the bill, as amended, to-wit:

AMENDMENT TO H. B. 966

On page 2, Section 2, strike out the last two sentences of the section and substitute in lieu thereof the following:

The proceeds of the tax, after payment of the cost of collection thereof, shall be used exclusively for paying the principal of and interest on bonds to the principal amount of one million dollars, and the costs incident to the issuance thereof, issued pursuant to law for the purpose of constructing, erecting, altering, enlarging, improving, repairing and equipping school buildings and school playgrounds in Lawrence County and for acquiring sites for such buildings and playgrounds.

Also, on page 3, Section 7, change the period at the end of the section to a comma and add the following:

and shall expire when the tax hereby levied has produced in the aggregate an amount which, after payment of all costs of collection and of administering this Act, is sufficient to pay the principal of, interest on, and costs incident to a school building bond issue, or issues, in the principal amount of one million dollars, as ascertained and determined by the court of county commissioners, board of revenue, or like governing body of Lawrence County.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. Robison, further consideration of the bill, S. B. 423, was indefinitely postponed.

On motion of Mr. Tate, further consideration of the bill, S. B. 527, was indefinitely postponed.

BILLS ON THIRD READING RESUMED

The Bill:

H. 980. To authorize the payment from the county treasury of an expense allowance to the corner in counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Reeves	Smith
Calvin	Grisham	Roberts	Tate
Cantrell	Hall	Robison	Van Antwerp
Cooper	James	Shelton	Vann
Davis (Lowndes)	Jones	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Newton		—21

Nays: —0

The Bill:

H. 994. Relating to Chilton County: To provide that fees and mileage for state witnesses appearing before the grand jury or testifying in criminal cases in the Circuit Court or the County Court or any Court successors to said Courts of Chilton County shall be payable out of the Fine and Forfeiture Fund of said County; to provide for the transfer of all

state witnesses' fees collected by the Clerk of the Circuit Court or of the County Court of, or any Courts successors to said Courts of Chilton County to the Fine and Forfeiture Fund; to provide for the registration of witnesses' script hereafter issued and for the order of payment thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Reeves	Smith
Cooper	James	Roberts	Tate
Davis (Lowndes)	Jones	Robison	Van Antwerp
Davis (Pickens)	Metcalf	Shelton	Vann
Dyar	Moses	Skidmore	Yarbrough (Autauga)
Grisham	Newton		—21

Nays: —0

The Bill:

H. 996. To amend Act No. 121, H. 448, approved June 23, 1949, which fixed the salary of the deputy solicitor of Coosa County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Davis (Lowndes)	Leonard	Roberts	Tate
Davis (Pickens)	Little	Robison	Van Antwerp
Dyar	Metcalf	Shelton	Vann
James	Moses	Skidmore	Yarbrough (Autauga)
Jones	Newton		—21

Nays: —0

The Bill:

H. 997. Relating to Coosa County; providing for the compensation of members of the county board of education.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Lamberth	Reeves	Smith
Davis (Lowndes)	Leonard	Roberts	Tate
Davis (Pickens)	Little	Robison	Van Antwerp
Dyar	Metcalf	Shelton	Vann
James	Moses	Skidmore	Yarbrough (Autauga)
Jones	Newton		—21

Nays: —0

The Bill:

H. 998. To alter, rearrange, and extend the boundaries of the City of Opp, Covington County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Reeves	Smith
Cantrell	Grisham	Roberts	Tate
Cooper	Hall	Robison	Van Antwerp
Davis (<i>Lowndes</i>)	James	Shelton	Vann
Davis (<i>Pickens</i>)	Jones	Skidmore	Yarbrough (<i>Autauga</i>)
Dyar	Newton		—21

Nays: —0

The Bill:

H. 999. To amend further Section 1 of Act No. 502, H. 916, approved September 30, 1947 (Local Acts of Alabama, 1947, p. 340), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County out of the Gasoline Excise Tax Fund."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (<i>Lowndes</i>)	Metcalf	Tate
Boutwell	Davis (<i>Pickens</i>)	Moses	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Eddins	Reeves	Yarbrough (<i>Autauga</i>)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 1001. To change the method of compensating certain officers of DeKalb County; Fixing the salary of the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County, and providing for clerical assistance, office space, equipment, and supplies necessary for the conduct of their offices.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Reeves	Smith
Allen	James	Roberts	Tate
Davis (<i>Lowndes</i>)	Jones	Robison	Van Antwerp
Davis (<i>Pickens</i>)	Metcalf	Shelton	Vann
Dyar	Moses	Skidmore	Yarbrough (<i>Autauga</i>)
Eddins	Newton		—21

Nays: —0

The Bill:

H. 1002. To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts in DeKalb County and the compensation of certain officers of DeKalb County.

Was read a third time at length as required by the Constitution and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Newton
Allen	Davis (<i>Lowndes</i>)	Givhan	Reeves
Boutwell	Davis (<i>Pickens</i>)	Goodwin	Van Antwerp
Bradford	Dyar	Grisham	Vann
Calvin	Eddins	Moses	Yarbrough (<i>Autauga</i>)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 1009. To provide for payments out of the county treasury to supplement the salaries of supernumerary circuit judges in any judicial circuit now or hereafter composed of one county and having a population according to the last or any succeeding Federal census, of not less than 125,000 and not more than 200,000.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Reeves
Allen	Davis (<i>Lowndes</i>)	Hall	Roberts
Boutwell	Davis (<i>Pickens</i>)	James	Robison
Bradford	Dyar	Jones	Vann
Calvin	Eddins	Lamberth	Yarbrough (<i>Autauga</i>)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 1013. To apply only in those counties having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census and to further provide for municipal tax assessments for property annexed to municipalities in such counties.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Davis (<i>Lowndes</i>)	Little	Tate
Boutwell	Davis (<i>Pickens</i>)	Metcalf	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (<i>Autauga</i>)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

H. 1014. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Smith
Allen	Flowers	Metcalf	Tate
Boutwell	Givhan	Moses	Van Antwerp
Bradford	Goodwin	Shelton	Vann
Calvin	Lamberth	Skidmore	Yarbrough (<i>Autauga</i>)
Eddins	Leonard		—21

Nays: —0

The Bill:

H. 1018. To amend Section 361 of Title 17 of the Code of Alabama, 1940, as amended by Act No. 42 of the Second Special Session of the Legislature of Alabama of 1956 (Act No. 42 Special Session of 1956, page 336) approved March 23, 1956, which relates to "single shot ballots."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Moses	Smith
Allen	Givhan	Newton	Tate
Boutwell	Lamberth	Reeves	Van Antwerp
Bradford	Leonard	Shelton	Vann
Eddins	Little	Skidmore	Yarbrough (<i>Autauga</i>)
Engelhardt	Metcalf		—21

Nays: —0

The Bill:

S. 516. For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Smith
Allen	Flowers	Metcalf	Tate
Boutwell	Givhan	Moses	Van Antwerp
Bradford	Goodwin	Shelton	Vann
Calvin	Lamberth	Skidmore	Yarbrough (<i>Autauga</i>)
Eddins	Leonard		—21

Nays: —0

The Bill:

S. 517. Relating to Geneva County; providing further for the regulation of public utilities using county property.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Goodwin	Lamberth
Allen	Davis (Lowndes)	Grisham	Leonard
Boutwell	Davis (Pickens)	Hall	Little
Bradford	Dyar	James	Metcalf
Calvin	Eddins	Jones	Yarbrough (Autauga)
Cantrell	Givhan		—21

Nays: —0

The Bill:

H. 973. To regulate further the power and authority of cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census, to levy or impose privilege license taxes.

Was taken up.

The Standing Committee on Local Legislation reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO H. B. 973

Amend House Bill 973 by changing the figures 75,000 where the same appear in the caption and in the body therein to 100,000.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	James	Roberts
Allen	Davis (Lowndes)	Jones	Robison
Boutwell	Davis (Pickens)	Moses	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Grisham	Reeves	Yarbrough (Autauga)
Cantrell	Hall		—21

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	James	Roberts
Allen	Davis (Lowndes)	Jones	Robison
Boutwell	Davis (Pickens)	Moses	Van Antwerp
Bradford	Dyar	Newton	Vann
Calvin	Grisham	Reeves	Yarbrough (Autauga)
Cantrell	Hall		—21

Nays: —0

The Bill:

S. 518. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to

authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Givhan	Tate
Boutwell	Davis (Pickens)	Moses	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

S. 519. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Roberts	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

S. 520. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Hall
Boutwell	Cantrell	Davis (Pickens)	James

Jones	Shelton	Tate	Vann
Roberts	Skidmore	Van Antwerp	Yarbrough (<i>Autauga</i>)
Robison	Smith		—21

Nays: —0

The Bill:

S. 521. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Reeves	Smith
Cantrell	Hall	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (<i>Lowndes</i>)	Jones	Shelton	Vann
Davis (<i>Pickens</i>)	Moses	Skidmore	Yarbrough (<i>Autauga</i>)
Dyar	Newton		—21

Nays: —0

The Bill:

S. 522. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Eddins	Little	Tate
Boutwell	Engelhardt	Metcalf	Van Antwerp
Bradford	Flowers	Shelton	Vann
Calvin	Givhan	Skidmore	Yarbrough (<i>Autauga</i>)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

S. 523. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said county when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said county; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Smith
Calvin	Eddins	Little	Tate
Cantrell	Engelhardt	Metcalf	Van Antwerp
Cooper	Flowers	Shelton	Vann
Davis (Lowndes)	Givhan	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Lamberth		—21

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 484. To give the circuit court in equity the power to divorce persons from the bonds of matrimony in favor of either party where there has been a final decree of divorce from bed and board, or of separate maintenance, when such decree has been in force and effect for more than four years; to provide that the fact that the party against whom such action is brought may have some ground for divorce shall not constitute any defense to any proceedings under the Act; and to make provisions of the Act retroactive in effect.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 289. Concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding 5 years; providing for the calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; au-

thorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 204. To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 82. Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment and again passed the following House bill:

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 135. To amend Section 5, Title 29, Code of Alabama, 1940.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 730. Relating to municipalities having a population of not less than 3,325 nor more than 3,350, according to the last or any subsequent federal decennial census; providing further for the public health and safety in such municipalities; prohibiting any person to build, maintain, or use a privy, or to own any building which does not have screened doors and windows, in such municipalities; and providing for the installation of water closets, septic tanks, and screens, and for the connection of such water closets with such septic tanks or the municipal sewerage system, by the municipality, and for the assessment of the cost thereof against the owner, in the event the owner fails to make such installation or connection, or to screen such doors and windows.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill and House Joint Resolution, your signature thereto is requested.

H. 450. To propose an amendment to the Constitution of Alabama relating to the fees, commissions, percentages, allowances, and compensation of certain officers of Dallas County.

Also:

H. J. R. 84. Relative to requesting Speaker of House and President and presiding officer of the Senate to erase their signatures from H. B. 450 and that the Senate reconsider vote by which bill was passed.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL AND HOUSE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bill and House Joint Resolution, the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 12. To make appropriations for the ordinary expenses, equipment purchases, and additions and betterments of the Department of Conservation, Division of State Parks, Monuments and Historical Sites.

Also:

H. 110. To amend Section 4 of Title 19, Code of Alabama (1940), which relates to the order of the court on filing an application for condemnation, and the notice required to be given the owners of the land sought to be condemned.

Also:

H. 133. To amend Section 10 of Act No. 289, H. 273, approved August 26, 1955 (Acts of Alabama, 1955, Vol. 1, p. 661), which relates to the withholding of state income tax from wages, by providing further for refunds in cases in which there have been overpayments of the tax.

Also:

H. 225. To provide for constructing and equipping a building at Auburn, Alabama for the State Toxicologist; and to make an appropriation for that purpose.

Also:

H. 245. To amend further Section 753 of Title 51, Code of Alabama of 1940, which relates to the rate of sales tax.

Also:

H. 265. To amend Section 552 of Title 51, Code of Alabama 1940, which relates to the payment of an annual license tax by persons engaged in the practice of medicine, chemistry, bacteriology, roentgenology, or other similar professions.

Also:

H. 283. To authorize the boards of registrars to strike the names of registered voters from the registration lists at any time the board is in session, provided that certain conditions prescribed in the Act have been met.

Also:

H. 344. To amend Sections 232, 238, 242, 243 and 255 of Title 22, Code of Alabama (1940), which relate to narcotic drugs and poisons.

Also:

H. 347. To make it unlawful to possess or traffic in heroin in the State of Alabama, and to prescribe penalties for violations of this Act.

Also:

H. 445. To transfer funds heretofore appropriated for Bangs' Disease control from amounts therein designated to be expended for salaries and for equipment purchases to the amount to be expended for other expenses during the fiscal year ending September 30, 1957.

Also:

H. 453. To authorize and provide for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any city or town by cemetery corporations and associations, including religious bodies, corporations sole, or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains or the depositing of the same in a mausoleum or columbarium.

Also:

H. 629. To protect the interest of the public with respect to insurance agents, solicitors and brokers: To regulate the conduct of the business of insurance agents, solicitors and brokers: To provide for the powers and duties of the superintendent of insurance with respect thereto: To provide for the examining and licensing of insurance agents, solicitors and brokers: To provide for the administration of this act: To provide for the denial, revocation or suspension of licenses under this act: To provide for penalties for the violation of any provision of this act: To provide for judicial review of the acts of the superintendent of insurance with respect to the administration of the provisions of this act: To repeal all laws or parts of laws in conflict therewith:

Also:

H. 897. To alter or re-arrange the boundary lines of the City of Attalla, Etowah County, Alabama so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Also:

H. 900. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Greensboro in Hale County; annexing certain territory to said municipality.

Also:

H. 922. To alter or re-arrange the boundary lines of the City of Albertville, Marshall County, Alabama, so as to include within the corporate limits and also certain other territory contiguous thereto, in Marshall County, Alabama.

Also:

H. 943. To abolish the office of county treasurer of Walker County and to establish in lieu thereof the office of county comptroller of Walker County; to provide for the election of the county comptroller, and to prescribe his powers, duties, term, and compensation.

Also:

H. 951. To alter, re-arrange and extend the boundaries of the municipality of Butler in Choctaw County; annexing certain territory to said town.

Also:

H. 299. To propose and provide for an amendment to the Constitution of Alabama of 1901 providing that obligations hereafter incurred and securities hereafter issued by a municipality having a population of less than 6,000 inhabitants for the purpose of acquiring, providing or constructing sanitary or storm water sewers, street or sidewalk improvements, or school houses, shall not under certain circumstances be deemed to constitute an indebtedness of such municipality within the meaning of Section 225 of said constitution.

Also:

H. 833. To propose an amendment to the Constitution of Alabama authorizing and providing for the issuance of not more than four million five hundred thousand dollars (\$4,500,000) in principal amount of general obligation bonds of the State of Alabama for building, construction and improvement purposes at the Alabama Polytechnic Institute at Auburn.

Also:

H. 923. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing Mobile County to become indebted and issue bonds in evidence of such indebtedness to the amount of three million dollars (\$3,000,000) principal amount for public school building purposes in such county; to pledge certain of the proceeds of any tax heretofore or hereafter levied under Amendment XVIII to the **payment of bonds issued hereunder**; and to continue to levy a tax in the amount authorized in said Amendment XVIII until all bonds issued hereunder have been paid in full or provision therefor made.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 82. Providing further for prevention, care, treatment and rehabilitation of alcoholics; authorizing the Commission on Education with Respect to Alcoholism to establish outpatient clinics for limited care and treatment of alcoholics; authorizing the use of hospital beds wherever accessible and certain psychiatric services for the hospitalization and care and treatment of alcoholics; providing for the appointment, duties and compensation of an administrator for the Commission, providing for the appointment, duties and compensation of personnel necessary to carry out the provisions of this Act; and the keeping of records, information and research incident thereto; directing the Commission to investigate the financial condition of alcoholics requesting care and treatment at any of the clinics or other hospitals where beds are accessible, and to assess and collect from any such person that portion of the cost of his or her care and treatment as he or she is financially able to pay; making appropriations for the purpose of carrying out the provisions of this Act.

Also:

H. 204. To provide a hospital service program for certain indigent residents of the State of Alabama; prescribing the power, duties, and authority of the State Board of Health in the administration and enforcement of the Act; to provide for the appointment, duties, and compensation of the members of an advisory committee, who shall consult with and advise the State Board of Health on matters pertaining to the administration and enforcement of the Act; to provide for the appointment of an admissions committee in each county to determine the indigency of persons making application for hospitalization as indigents, and to prescribe the power, duties, and compensation of members of the admissions committee; to regulate the distribution and expenditure of funds appropriated for the purpose of carrying out the provisions of the Act; and to prescribe penalties for violations of the Act.

Also:

H. 289. Concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Also:

H. 484. To give the circuit court in equity the power to divorce persons from the bonds of matrimony in favor of either party where there has been a final decree of divorce from bed and board, or of separate maintenance, when such decree has been in force and effect for more than four years; to provide that the fact that the party against whom such action is brought may have some ground for divorce shall not constitute any defense to any proceedings under the Act; and to make provisions of the Act retroactive in effect.

Also:

H. 749. Providing for the submission to the qualified voters of Lauderdale County the question of whether or not an annual license tax and registration fee shall be levied in the amount of \$5.00 upon every motor vehicle, as defined in Section 692 of Title 51 of the Code of Alabama of 1940, as amended, owned by any individual who is a resident of Lauderdale County and upon every motor vehicle used or operated in said county and owned by any corporation, firm or association which has an office or place of business in said county, and if approved by said voters, authorizing and providing for the levying of said tax by the governing body of Lauderdale County with the concurrence of the governing body of the City of Florence, for a period not exceeding five years; providing for the

calling, giving of notice, holding, conducting, canvassing and contesting of elections thereunder and the collection and enforcement of said license tax and registration fee; exempting motor vehicles owned and used by the state and counties and municipalities of the state, prescribing the time and manner for the payment of the license tax and registration fee; authorizing the governing body of Lauderdale County to adopt and promulgate rules and regulations necessary for the collection and enforcement of the license tax and registration fee; prohibiting any motor vehicle from using the public highways of Lauderdale County until the license tax and registration fee shall have been paid; providing that the net proceeds of said tax and fee shall be used solely for the purpose of providing additions to, improvements in and equipment for the Eliza Coffee Memorial Hospital or the payment of principal of or interest on any obligations or indebtedness incurred for such purpose and for the payment of said net proceeds to a public hospital corporation in the event said Hospital shall be acquired by such hospital corporation, and repealing all laws in conflict therewith.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

BILLS ON THIRD READING RESUMED

The Bill:

S. 524. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Moses	Smith
Allen	Goodwin	Newton	Tate
Boutwell	Lamberth	Reeves	Van Antwerp
Eddins	Leonard	Shelton	Vann
Engelhardt	Little	Skidmore	Yarbrough (Autauga)
Flowers	Metcalf		—21

Nays:

—0

The Bill:

S. 525. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

Was read a third time at length as required by the Constitution and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Flowers	Skidmore	Yarbrough (Autauga)
Cantrell	Givhan		—21

Nays: —0

The Bill:

S. 526. Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning, constituting the city council, commission, or other like legislative body of any such city a City Planning and Zoning Commission, prescribing the powers and duties of such a commission, and repealing conflicting laws.

Was taken up.

Mr. Robison offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR S. B. 526

A BILL TO BE ENTITLED AN ACT

Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning, constituting the city council, commission, or other like legislative body of any such city a City Planning and Zoning Commission, prescribing the powers and duties of such a commission, and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply to all incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; and, as to all such cities, the provisions hereof shall govern, and shall supersede the provisions of Article 3 of Chapter 16, Title 37, Code of Alabama 1940, as amended. No such municipality shall have authority to zone property within its jurisdiction other than pursuant to this Act.

Section 2. The city council, commission or like legislative body of any city to which this Act applies may divide the territory within the corporate limits of such city into business, industrial, and residential zones or districts, and may provide the use of structures and improvements that may be erected or made within the several zones or districts established, and may, from time to time, re-arrange or alter the boundaries of such zones or districts and adopt such ordinances as may be necessary to carry into effect and make effective the provisions of this Act. For the purpose of promoting health, safety, morals, or the general welfare of the community, the city council, commission or like legislative body of any such city is hereby empowered to regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lots that may be occupied, the size of yards, courts, and

other open spaces, the density of population and the location and use of buildings, structures and lands for trade, industry, residence or other purpose. For any or all of said purposes the city commission, council, or like legislative body of such city may divide the municipality into districts of such number, shape, and area as may be deemed best suited to carry out the purposes of this Act, and within such districts it may regulate and restrict the erection, construction, reconstruction, alteration, repair or use of buildings, structures or lands; provided, that all such regulations shall be uniform for each class or kind of building throughout each district, but the regulations of any one district may differ from those in other districts. Such regulations shall be made in accordance with a comprehensive plan or plans and designed to lessen congestion in the streets, to secure safety from fire, panic, and other dangers; to promote health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provisions of transportation, water, sewerage, schools, parks and other requirements. Such regulations shall be made with reasonable consideration, among other things, to the character of the district and its peculiar suitability for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout such municipality. Such regulations, restrictions and boundaries, and ordinances passed under authority of this Act may from time to time be amended, supplemented, changed, modified or repealed. It is provided, however, that no ordinance shall be passed under the authority of this Act unless and until the proposed ordinance has been published at least once one week in advance of its passage in a newspaper of general circulation within the municipality, together with a notice setting the time and place that the ordinance is to be considered by the council, commission or like legislative body of such city, and saying further that at such time and place all persons who desire it shall have an opportunity of being heard in opposition to or in favor of such ordinance. No such ordinance shall become effective until after a public hearing in relation thereto, at which parties in interest and citizens shall have an opportunity to be heard.

Section 3. The members of the city council, commission or like legislative body of any city to which this Act applies shall constitute a City Planning and Zoning Commission. Such commission shall make, adopt, amend, extend, add to, or carry out a master plan for the physical development of the municipality, including any areas outside of its boundaries which, in the commission's judgment, bear relation to the planning of such municipality. Such plan, with the accompanying maps, plats, charts, and descriptive matter shall show the commission's recommendation for the development of said territory, including, among other things, the general location, character, and extent of streets, viaducts, subways, bridges, waterways, waterfronts, boulevards, parkways, playgrounds, squares, parks, aviation fields, and other public ways, grounds and open spaces, the general location of public buildings and other public property, and the general location and extent of public utilities and terminals, whether publicly or privately owned or operated, for water, lights, sanitation, transportation, communication, power and other services; also the removal, relocation, widening, narrowing, vacating, abandonment, change of use or extension of any of the foregoing ways, grounds, open spaces, buildings, property, utilities, or terminals; as well as the zoning plan for the control of the height, area, breadth, location, and use of buildings and premises. As the work of making the whole master plan progresses, the commission may from time to time adopt and publish a part or parts thereof, any such part to cover one or more major sections or divisions of the municipality or one or more of the aforesaid or other functional matters to be included in the plan. The commission may from time to time amend, extend, or add to the plan.

Section 4. The City Planning and Zoning Commission shall appoint an executive secretary who shall be required to give bond in the penal sum of ten thousand dollars (\$10,000) for the faithful performance of his duties. Such secretary shall keep the record of all proceedings of the commission and shall have custody of the same. Such records shall be open to public inspection at all reasonable times. The commission may also appoint such other employees as it may deem necessary for its work, whose appointment, promotion, demotion, and removal shall be subject to the same provisions of law as govern other corresponding civil employees of the municipality. The commission may also contract with city planners, engineers, architects, and other consultants for such services as it may require. The expenditures of the commission, exclusive of gifts, shall be within the amount appropriated for the purpose by the city council, commission or like legislative body of the city and all contracts pursuant to this Section are matters of public record.

Section 5. All meetings of the City Planning and Zoning Commission shall be open to the public; and no action shall be taken by the commission except in public, by a majority vote of the members of the commission. The secretary of the commission may notify by mail all owners of land or agents of record for owners within a radius of 400 feet, exclusive of streets, of property to be considered for zoning, rezoning or subdivision and said secretary shall keep minutes of the commission's proceedings showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact; and shall keep records of its examinations and of other official action, all of which shall be immediately filed in his office and shall be subject to public inspection. Any person aggrieved by any decision, order or action of the commission may appeal within twenty days from the date of such order, decision or action to the circuit court of the county in which the city is located, by filing with the secretary of the commission a written notice of appeal, specifying the order, decision or action from which the appeal is taken. In case of appeal, the secretary of the commission shall cause a transcript of the proceedings in the case to be certified to the circuit court, and the cause in such court shall be tried de novo. The appellant shall have the right to a trial by jury in the circuit court upon his demand therefor. Any person who owns or holds legal or equitable title to any property contiguous to or within four hundred feet, the width of streets shall not be included in determining said four hundred feet, of any property involved in any order of the commission shall be deemed to have such interest in the order or decision of the commission as to permit him to appeal the same as provided in this section. On appeal to the circuit court, the court shall, so far as necessary to a decision, decide all relevant questions of law, interpret constitutional and statutory provisions, and determine the meaning or applicability of the terms of the order, decision or action of the City Planning and Zoning Commission. The court shall compel the commission to take action unlawfully withheld or unreasonably delayed, or shall hold unlawful and set aside the commission's actions, findings and conclusions found to be arbitrary, capricious, an abuse of discretion, contrary to constitutional right or authority, in excess of its statutory jurisdiction or authority, or unsupported by substantial evidence. Any party aggrieved by and final judgment or decision of the circuit court on any such appeal may, within thirty days after the date thereof, appeal such judgment to the Supreme Court of Alabama. An appeal under this section shall stay all proceedings in furtherance of the action appealed from unless the City Planning and Zoning Commission certifies, after the notice of the appeal is filed, that by reason of facts stated in the certificate a stay would, in its opinion, cause eminent peril to life or property.

Section 6. Any person, firm or corporation who applies to the City Planning and Zoning Commission for a zoning or re-zoning of his prop-

erty must be allowed such zoning or re-zoning in accordance with his or its application unless the City Planning and Zoning Commission finds that to do so would create a nuisance or would endanger the health, safety or morals of the community or would substantially damage adjacent property within a distance of four hundred feet, exclusive of streets. Any person, firm or corporation owning the legal title of property within a radius of four hundred feet, exclusive of streets, of any property, the subject of zoning or re-zoning in any petition before the City Planning and Zoning Commission may have the right to intervene and become a party to any proceedings. The secretary of the commission shall promptly notify in writing any person, firm or corporation of the action taken by the commission and in the event the petition for zoning or re-zoning is denied; then, the secretary shall also set out in said notice the reason or reasons for the denial.

Section 7. The City Planning and Zoning Commission may appoint an advisory committee of not more than nine to serve without compensation and at the pleasure of the Planning and Zoning Commission which said advisory committee may conduct hearings on petitions for zoning or re-zoning and subdivisions of land. Notice of the hearings before the advisory committee shall be such as the said committee may prescribe and the secretary of the Planning and Zoning Commission shall serve as secretary to the advisory committee. The meetings of the advisory committee shall be open to the public and the members of the Planning and Zoning Commission shall sit with the advisory committee. The advisory committee shall make recommendations to the Planning and Zoning Commission but the members of the Planning and Zoning Commission shall have no vote in the meetings of the advisory committee nor shall they be present when the advisory committee goes in to session to make its recommendations.

Section 8. The provisions of this Act are mandatory and shall be strictly construed.

Section 9. All laws or parts of laws which conflict with this Act are repealed. All existing laws pertaining to zoning and planning in such counties and such boards and commissions established pursuant thereto are herewith repealed.

Section 10. This Act shall not affect or abolish any chose of action or pending litigation involving the existing zoning laws that may be now pending in court or pending in court at the time this Act becomes a law.

Section 11. If, for any reason, a clause, sentence, subsection or section or provision of this Act, or the application thereof to any person, body, situation or circumstance is held invalid, inoperative, or unconstitutional, the remainder of this Act and the application thereof to any other person, body, situation or circumstance shall not be affected thereby.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Givhan
Boutwell	Cantrell	Davis (Pickens)	Goodwin

Grisham	Jones	Robison	Vann
Hall	Reeves	Van Antwerp	Yarbrough (Autauga)
James	Roberts		—21

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Grisham	Roberts
Allen	Davis (Lowndes)	Hall	Robison
Boutwell	Davis (Pickens)	James	Van Antwerp
Bradford	Dyar	Jones	Vann
Calvin	Givhan	Reeves	Yarbrough (Autauga)
Cantrell	Goodwin		—21

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs Dawkins, Hall, Kendall and Goodwyn:

H. 937. To amend Section 31 of Title 17 of the 1940 Code of Alabama, as amended.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. 937—To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Brown (Lamar), Oden and Branyon:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Also:

By Messrs. Stembridge, Stokes, Solomon and Mathison:

H. 957. To amend further Section 3 of Act No. 228, S. 21, approved July 31, 1947 (General Acts of Alabama, 1947, p. 92), entitled "An Act to provide additional supernumerary judges for the State, prescribing their duties and powers, fixing their compensation and tenure of office, and making an appropriation to pay their salaries."

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 393 and 957—To the Committee on Finance and Taxation

BILLS ON THIRD READING RESUMED

The Bill:

S. 469. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of five or more counties in addition to those expenses now allowed by law.

Was taken up.

Mr. Cooper offered the following amendment to the bill, to-wit:

AMENDMENT TO S. B. 469

Amend the bill, S. B. 469, by striking out the phrase "five or more counties, wherever it occurs in the caption and the body of the bill, and inserting in lieu thereof the phrase "four or more counties."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Davis (Pickens)	Little	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays:

—0

The Bill:

S. 477. To provide expense allowance to circuit solicitors in judicial circuits composed of five or more counties in addition to those expenses now allowed by law.

Was taken up.

Mr. Cooper offered the following amendment to the bill, to-wit:

AMENDMENT TO S. B. 477

Amend the bill, S. B. 477, by striking out the phrase "five or more counties," wherever it occurs in the caption and the body of the bill, and inserting in lieu thereof the phrase "four or more counties."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Davis (Lowndes)	Little	Tate
Boutwell	Davis (Pickens)	Metcalf	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Lamberth		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Smith
Allen	Davis (Lowndes)	Little	Tate
Boutwell	Davis (Pickens)	Metcalf	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Lamberth		—21

Nays:

—0

The Bill:

S. 470. Authorizing the utilization of convicts to work upon, clean and restore certain neglected cemeteries or graveyards in Wilcox County, and providing for the guarding, safe-keeping and maintenance of convicts when employed in such work.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Reeves	Smith
Allen	Hall	Roberts	Tate
Boutwell	James	Robison	Van Antwerp
Bradford	Jones	Shelton	Vann
Calvin	Moses	Skidmore	Yarbrough (Autauga)
Cantrell	Newton		—21

Nays:

—0

The Bill:

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in

any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Jones	Reeves	Smith
Davis (Lowndes)	Leonard	Roberts	Tate
Davis (Pickens)	Little	Robison	Van Antwerp
Dyar	Metcalf	Shelton	Vann
Hall	Moses	Skidmore	Yarbrough (Autauga)
James	Newton		—21

Nays:

—0

The Bill:

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (Acts of Alabama, 1951, Vol. I, p. 632), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Hall	Skidmore	Yarbrough (Autauga)
Cantrell	James		—21

Nays:

—0

The Bill:

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Shelton	Tate	Vann
Givhan	Skidmore	Van Antwerp	Yarbrough (Autauga)
Goodwin	Smith		—21
Nays:			—0

The Bill:

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of the records required to be prepared by the tax assessor in performing the official duties of his office.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Givhan	Tate
Boutwell	Davis (Pickens)	Goodwin	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided, that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Hall	Skidmore	Yarbrough (Autauga)
Cantrell	James		—21

Nays: —0

The Bill:

H. 1022. To amend Section 42 of Title 50 of the Code of Alabama of 1940.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Moses	Smith
Allen	Jones	Newton	Tate
Boutwell	Lamberth	Reeves	Van Antwerp
Bradford	Leonard	Sheiton	Vann
Eddins	Little	Skidmore	Yarbrough (Autauga)
Engelhardt	Metcalf		—21

Nays:

—0

The Bill:

H. 1023. To fix the time for opening and closing the polls at certain elections held in counties which now have or which may hereafter have a population in excess of 500,000 according to the last or any subsequent federal decennial census.

Was taken up.

Mr. Boutwell offered the following amendment to the bill, to-wit:

AMENDMENT TO HOUSE BILL NO. 1023

Amend Section 1 of House Bill No. 1023 by striking the words "eight o'clock in the evening, and no longer," where said words appear together in said Section 1, and adding in lieu thereof the following words:

"seven o'clock in the evening, and any qualified elector entitled to vote at such polling place who shall have identified himself with the polling officials at such polling place by such closing time shall be allowed to cast his ballot,"

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Smith
Allen	Flowers	Metcalf	Tate
Boutwell	Givhan	Moses	Van Antwerp
Bradford	Goodwin	Shelton	Vann
Calvin	Lamberth	Skidmore	Yarbrough (Autauga)
Eddins	Leonard		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Smith
Allen	Flowers	Metcalf	Tate
Boutwell	Givhan	Moses	Van Antwerp
Bradford	Goodwin	Shelton	Vann
Calvin	Lamberth	Skidmore	Yarbrough (Autauga)
Eddins	Leonard		—21

Nays:

—0

The Bill:

H. 1024. To apply in and only in counties in Alabama having a population of 400,000 inhabitants or more, according to the last or any subsequent Federal census and to empower and authorize the county commission, board of revenue, or like governing body of all such counties to authorize and approve a monetary allowance not to exceed the sum of fifty dollars monthly to be made to the County Treasurer in such county for and on account of the use of an automobile owned or controlled by such County Treasurer in the event such automobile is used by such County Treasurer partially or entirely, in connection with the performance of his official duties as such County Treasurer.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Leonard	Tate
Boutwell	Eddins	Little	Van Antwerp
Bradford	Engelhardt	Shelton	Vann
Calvin	Flowers	Skidmore	Yarbrough (Autauga)
Cantrell	Givhan		—21

Nays: —0

The Bill:

H. 1028. Relating to Colbert County; to regulate the compensation of the deputies of the sheriff whose compensation is payable from the county treasury.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Hall	Skidmore	Yarbrough (Autauga)
Cantrell	James		—21

Nays: —0

The Bill:

H. 1029. To authorize the court of county commissioners, board of revenue or like governing body of Lee County to purchase uniforms for the use of the uniformed personnel of the sheriff's department.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Smith
Cantrell	Engelhardt	Metcalfe	Tate
Cooper	Flowers	Moses	Van Antwerp
Davis (Lowndes)	Givhan	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Leonard		—21

Nays: —0

The Bill:

H. 1030. Relating to Limestone County; to provide an additional temporary clerk for the judge of probate, whose compensation will be paid from the county treasury.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Jones	Reeves	Smith
Givhan	Leonard	Roberts	Tate
Goodwin	Little	Robison	Van Antwerp
Grisham	Metcalf	Shelton	Vann
Hall	Moses	Skidmore	Yarbrough (Autauga)
James	Newton		—21

Nays:

—0

The Bill:

H. 1033. To provide further for the compensation of the circuit judge in every circuit composed of only one county having only one circuit judge and a population of not less than fifty-three thousand nor more than sixty-three thousand inhabitants according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	James	Reeves	Smith
Davis (Lowndes)	Jones	Roberts	Tate
Davis (Pickens)	Little	Robison	Van Antwerp
Dyar	Metcalf	Shelton	Vann
Grisham	Moses	Skidmore	Yarbrough (Autauga)
Hall	Newton		—21

Nays:

—0

The Bill:

H. 1034. Relating to St. Clair County; providing further for the government of the county; abolishing the court of county commissioners, and creating a board of revenue in lieu thereof; providing for the selection of the members of the board of revenue, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the board of revenue, and the powers and duties of its individual members.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Reeves	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	James	Skidmore	Yarbrough (Autauga)
Cantrell	Jones		—21

Nays:

—0

The Bill:

H. 1037. Relating to Henry County: To provide further for the distribution of fines and forfeitures in certain cases.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Lamberth	Tate
Boutwell	Davis (Pickens)	Leonard	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 1038. Relating to Montgomery County; changing the method of compensating the Register of the Circuit Court of said County, fixing his compensation, providing for his deputies and assistants and the operation of his office, and for the disposition of costs and fees collected by him.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	James
Allen	Davis (Lowndes)	Givhan	Jones
Boutwell	Davis (Pickens)	Goodwin	Reeves
Bradford	Dyar	Grisham	Roberts
Calvin	Eddins	Hall	Robison
Cantrell	Engelhardt		—21

Nays: —0

The Bill:

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Reeves	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	James	Skidmore	Yarbrough (Autauga)
Cantrell	Jones		—21

Nays: —0

The Bill:

S. 476. To provide that in any case where general obligation bonds of a county or a municipality have heretofore been or may hereafter be authorized at an election held pursuant to the provisions of Subdivision 1 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940, as amended, and are issued and sold in series rather than as an entirety, it shall not be necessary for each series of such bonds to mature or be payable in the manner required by the applicable provisions of Section 255 of Title 37 of the Code of Alabama of 1940, as amended, so long as all such bonds so authorized taken together mature or are payable in the manner provided by the applicable provisions of said Section 255.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Moses	Smith
Allen	Flowers	Newton	Tate
Boutwell	Lamberth	Reeves	Van Antwerp
Bradford	Leonard	Shelton	Vann
Calvin	Little	Skidmore	Yarbrough (Autauga)
Eddins	Metcalf		—21

Nays:

—0

The Bill:

H. 746. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is Twenty Dollars (\$20) or more; repealing conflicting laws.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Newton	Smith
Allen	Lamberth	Reeves	Tate
Boutwell	Leonard	Roberts	Van Antwerp
Bradford	Little	Shelton	Vann
Eddins	Metcalf	Skidmore	Yarbrough (Autauga)
Engelhardt	Moses		—21

Nays:

—0

The Bill:

S. 484. To amend further Section 173 of Title 13, Code of Alabama (1940), which relates to civil cases, when tried; chief justice appoints additional judges.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Lamberth	Shelton	Tate	Vann
Leonard	Skidmore	Van Antwerp	Yarbrough (Autauga)
Little	Smith		—21
Nays:			—0

The Bill:

H. 929. To amend further Section 94 of Title 51 of the Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of the several county boards of equalization.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Lamberth	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21
Nays:			—0

The Bill:

H. 826. To amend Act No. 4, H. 62, Second Special Session of 1956, approved March 16, 1956.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Smith
Allen	Davis (Lowndes)	Lamberth	Tate
Boutwell	Davis (Pickens)	Leonard	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	Eddins	Skidmore	Yarbrough (Autauga)
Cantrell	Engelhardt		—21
Nays:			—0

The Bill:

S. 528. To require all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to require such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

Was taken up.

Mr. Tate offered the following amendment to the bill, to-wit:

AMENDMENT OF S. B. 528

Amend the bill by striking out the word "require," which is the second word in the title of the bill, and inserting in lieu thereof the word "authorize"

Also, amend the bill by striking out the word "require," in the next to the last clause in the title of the bill, and inserting in lieu thereof the word "authorize"

Also, amend the bill by striking out the word "shall" wherever it appears in the first sentence of Section 1 and inserting in lieu thereof the word "may"

Also, amend the bill by striking out the word "required" where it appears in Section 2 of the bill and inserting in lieu thereof the word "authorized"

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Reeves	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	James	Skidmore	Yarbrough (Autauga)
Cantrell	Jones		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Reeves	Smith
Allen	Davis (Lowndes)	Roberts	Tate
Boutwell	Davis (Pickens)	Robison	Van Antwerp
Bradford	Dyar	Shelton	Vann
Calvin	James	Skidmore	Yarbrough (Autauga)
Cantrell	Jones		—21

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Kelly:

H. 1059. To authorize the court of county commissioners, board of revenue or like governing body of Winston County to levy additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue, and for the distribution and use of the proceeds thereof; and to provide for the enforcement of the Act.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize, direct, and require the State Department of Revenue to collect any sales and use taxes which may be levied in the Town of Double Springs, in Winston County, Alabama, under the provisions of any ordinances or resolution duly promulgated and adopted by the governing body of the Town of Double Springs, to prescribe the power, duties, and authority of the State Department of Revenue with respect to the method or procedure for collecting such taxes, and remitting the proceeds thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The State Department of Revenue is hereby authorized, directed, and required to collect any sales and use taxes which may be levied in the Town of Double Springs, in Winston County, Alabama, under the provisions of any municipal ordinance or resolution duly promulgated and adopted by the governing body of the Town of Double Springs. Such municipal sales and use taxes shall be collected by the department at the same time and along with the collection by the department of taxes levied and collected for the State of Alabama under the provisions of Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, and all reports now required to be made to the Commissioner of Revenue shall, on request of the Department of Revenue, be available for inspection by the governing body of the Town of Double Springs, or its designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, forms and other information as may be necessary for the collection of such municipal sales and use taxes, and shall have all the authority and duties in connection with such taxes as are now given by law to the Department of Revenue or the Commissioner of Revenue in connection with the collection of the State's sales and use taxes provided for by Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940), as amended. It shall be the duty of the Commissioner of Revenue to pay into the state treasury all such taxes collected, for the Town of Double Springs under this Act; and on or before the first day of the following month, the Commissioner shall certify to the Comptroller the amount of special taxes levied and collected under the provisions of this Act for the use and benefit of the Town of Double Springs during the calendar month immediately preceding the making of such certificate. Whereupon it shall be the duty of the Comptroller to issue his warrant on the State Treasurer, payable as follows, for the amount so certified by the Commissioner of Revenue as having been collected for the use of the Town of Double Springs and paid into the state treasury; and the amount so certified by the Commissioner of Revenue as having been collected for the use of such city shall be paid to the treasurer or other custodian of funds of the Town of Double Springs. The Department of Revenue shall charge the Town of Double Springs for collecting such municipal sales and use taxes a percentage of said taxes to be computed on the same basis as the total cost of collecting the state sales and use taxes bears to the total of said state sales and use taxes collected for each fiscal year ending September 30th. Such charge for collecting such municipal sales and use taxes shall be deducted once each year from the taxes collected in the month of September of each year before certifying the amount of such taxes due to the Town of Double Springs for said month. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of such municipal sales and use taxes, and other-

wise to enforce the provisions of this Act, including any litigation involving this Act; and the Department of Revenue shall pay such special council such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the Town of Double Springs under the provisions of this Act.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective on the first day of the first month next following the date of its enactment.

DSST-7-17-24-31-8-7.

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA
WINSTON COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Jay Thornton, who after being duly sworn deposes and says:

My name is Jay Thornton. I am editor and publisher of The Advertiser, a newspaper of general circulation, published weekly in Haleyville, Winston County, Alabama. The copy of publication hereto attached was published in said paper for four consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 17th day of July, 1957, and the last copy of said publication appearing in the said paper on the 7th day of August, 1957.

JAY THORNTON.

Sworn and subscribed to before me this 12th day of August, 1957.

R. J. THORNTON,
Notary Public.

Also:

By Mr. Grouby:

H. 1067. Relating to Autauga County; providing further for the distribution of fines and forfeitures in certain cases.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF AUTAUGA

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Autauga County; providing further for the distribution of fines and forfeitures in certain cases.

Be It Enacted by the Legislature of Alabama:

Section 1. One-half of all fines and forfeitures hereafter paid by persons convicted in courts of competent jurisdiction within Autauga County of violations of the rules of the road, or the laws of this State relating to or regulating traffic or the operation of motor vehicles upon the highways of this State, shall be paid into the fine and forfeiture fund of Autauga County, and the remainder shall be remitted by the proper authority according to law to the State Treasurer, who shall credit the same to the proper fund in the state treasury.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. 25Jy4c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF AUTAUGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. H. M. Doster, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor-Owner of the The Prattville Progress, a newspaper of general circulation published in Autauga County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, August 1, August 8, and August 15, all in the year 1957.

MRS. H. M. DOSTER, Editor-Owner.

Sworn to and subscribed before me August 15, 1957.

LESSIE M. KREIS,
Notary Public.

Also:

By Mr. Ferrell:

H. 1068. To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the present regular 1957 session of the Legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama, are hereby altered, re-arranged and extended so that all of the lands described herein will lie and be within the boundaries and corporate limits of such town:

The West Half of the Northwest Quarter; the North Half of the Southwest Quarter, all in Section Thirty (30), Township Five (5) South, Range Ten (10) East. Also the Southwest Quarter of the Southwest Quarter; the Southeast Quarter of the Southwest Quarter, less that part within the present city limits; the Northeast Quarter of the Southwest Quarter; the West Half of the Southeast Quarter; the Southeast Quarter of the Southeast Quarter, less that part within the present city limits; the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Northeast Quarter, Section Nineteen (19) Township Five (5) South, Range Ten (10)-East. All the above described land lying in Section 19 and 30, Township 5 South, Range 10 East of the Huntsville Meridian, DeKalb County, Alabama.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

7-1-4J

STATE OF ALABAMA
COUNTY OF DEKALB

Before me, the undersigned authority in and for said County and State, personally appeared Bobby R. Day, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was the editor and publisher of The Fort Payne Journal, a weekly newspaper of general circulation, published in DeKalb County, Alabama, and that the attached notice was published in said newspaper once a week for four consecutive weeks, without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 1, July 8, July 15, and July 22, 1957.

BOBBY R. DAY,

Subscribed and sworn to before me, this 24th day of July, 1957.

C. M. T. SAWYER, II,
Notary Public.

Also:

By Mr. Johnson (Elmore):

H. 1070. To alter, re-arrange and extend the boundaries and corporate limits of the town of Eclectic in Elmore County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF ELMORE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, re-arrange and extend the boundaries and corporate limits of the town of Eclectic in Elmore County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the town of Eclectic in Elmore County are hereby altered, re-arranged and extended so that the following de-

scribed lands will lie within the corporate limits of said municipality, to-wit:

A tract of land 1000 feet wide along each side of the center line of State Highway No. 63, the center line of said highway and of the tract of land being described as beginning at station 0/00, the point of intersection of the old Eclectic City Limits with the center line of State Highway No. 63, said point of beginning being 835 feet, N. 3 degrees 39 minutes W. of the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 11, T. 19 N. R. 20 E., thence N. 66 degrees 25 minutes W. 287.3 feet, thence N. 63 degrees 35 minutes W., 141.0 feet, thence N. 57 degrees 28 minutes W., 127.3 feet, thence N. 50 degrees 29 minutes W., 152.1 feet, thence N. 44 degrees 19 minutes W. 131.3 feet, thence N. 38 degrees 24 minutes W., 123.0 feet, thence N. 32 degrees 10 minutes W., 117.1 feet, thence N. 25 degrees 39 minutes W. 143.3 feet, thence N. 18 degrees 56 minutes W. 159.7 feet, thence N. 12 degrees 45 minutes W. 124.3 feet, thence N. 6 degrees 10 minutes W., 135.0 feet, thence N. 0 degrees 36 minutes E. 147.7 feet, thence N. 8 degrees 51 minutes E., 198.4 feet, thence N. 17 degrees 18 minutes E., 160.7 feet, thence N. 21 degrees 08 minutes E. 1941.0 feet, thence N. 24 degrees 38 minutes E. 482.5 feet to station 71/57.5 the point of intersection of the center line of State Highway No. 63 with the center line of the Eclectic-Central paved road, thence N. 29 degrees 19 minutes E. 406.5 feet, thence N. 32 degrees 19 minutes E. 1084.0 feet, thence N. 32 degrees 24 minutes E. 231.5 feet to the point of ending at station 88/79.5. Said tract of land beginning at the old limits of the City of Eclectic and being continuous to sta. 88/79.5 the point of ending. Also a tract of land 1000 feet wide on each side of the center line of the Eclectic-Central paved road. The center line of said paved road and the tract being herewith described begins at station 0/00 which point is station 71/57.5 of the above description along the center line of State Highway No. 63, thence N. 42 degrees 26 minutes W. 169.4 feet, thence N. 43 degrees 22 minutes W. 207.5 feet, thence N. 52 degrees 09 minutes W. 141.7 feet, thence N. 58 degrees 40 minutes W. 126.3 feet, thence N. 65 degrees 43 minutes W., 123.8 feet, thence N. 71 degrees 23 minutes W. 147.2 feet, thence N. 73 degrees 06 minutes W. 1227.5 feet to the point of ending at station 21/43.4.

All the above described land being in Sections 2, 3, 4, 10, 11, and 15 of T. 19, R. 20 E. Elmore County, State of Alabama.

A tract of land 1000 feet wide on each side of the center line of the Eclectic-Fleahop paved road, the center line of the said paved road and the tract of land, being described as beginning at the point of intersection of the old limits of the City of Eclectic and the center line of the said paved road, said point of intersection being 438.0 feet, S. 1 degree 36 minutes W. of the NW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 14, T. 19 N. R. 20 E., thence S. 2 degrees 51 minutes E., 510.6 feet, thence S. 3 degrees 10 minutes E. 739.9 feet, thence S. 4 degrees 37 minutes E., 501.5 feet, thence S. 10 degrees 05 minutes E. 568.8 feet, thence S. 5 degrees 47 minutes E., 479.8 feet, thence S. 4 degrees 27 minutes E. 175.8 feet, thence S. 1 degree 52 minutes E., 239.9 feet, thence S. 3 degrees 37 minutes W. 274.0 feet to the point of ending. Said tract of land beginning at the old city limits and being continuous to the point of ending.

All the above described land being in Sections 14 and 23 of T. 19 N. R. 20 E. Elmore County, State of Alabama.

A tract of land 1000 feet wide on each side of the center line of the Eclectic-Kent paved road, the center line of the said paved road and the tract of land, being described as beginning at the point of intersection of the old limits of the City of Eclectic and the center line of the said paved road, said point of intersection being 751.0 feet S. 54 degrees 27 minutes W. thence 133.7 feet, N. 64 degrees 41 minutes W., thence 133.2 feet N. 72 degrees 19 minutes W., thence 113.3 feet, N. 80 degrees 03 minutes W.,

thence 147.1 feet, N. 87 degrees 30 minutes W., thence 509.7 feet S. 84 degrees 54 minutes W. of the NW corner of the S½ of the SW ¼ of the SE ¼ of Section 12, T. 19 N. R. 20 E., thence N. 84 degrees 54 minutes E., 509.7 feet, thence S. 87 degrees 30 minutes E., 147.1 feet, thence S. 80 degrees 03 minutes E., 113.3 feet, thence S. 72 degrees 19 minutes E., 133.2 feet, thence S. 64 degrees 41 E., 133.7 feet, thence S. 55 degrees 50 minutes E., 156.8 feet, thence S. 50 degrees 30 minutes E., 1065.1 feet, thence S. 46 degrees 57 minutes E. 117.0 feet, thence S. 39 degrees 24 minutes E., 117.4 feet, thence S. 32 degrees 08 minutes E. 141.6 feet, thence S. 28 degrees 27 minutes E., 669.1 feet, thence S. 29 degrees 33 minutes E. 118.4 feet, thence S. 31 degrees 25 minutes E. 60.5 feet to the point of ending. Said tract of land beginning at the old city limits and being continuous to the point of ending.

All of the above described land being in Sections 12 and 13 of T. 19 N. R. 20 E., Elmore County, State of Alabama.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

7-25-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF ELMORE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Herve Charest, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the Tallassee Tribune, a newspaper of general circulation published in Elmore County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, Aug. 1, Aug. 8, and Aug. 15, all in the year 1957.

HERVE CHAREST, JR.

Sworn to and subscribed before me Aug. 15, 1957.

WILLIAM F. BROACH, JR.,
Notary Public.

Also:

By Messrs. Dickson and Brooks:

H. 1075. Relating to privilege licenses; levying an additional tax upon sellers of malt or brewed beverages who are engaged in that business in Lowndes County; providing for the assessment, collection, and use of the proceeds of the tax and for the adoption and promulgation of rules and regulations therefor by the governing body of said county; defining violations of the Act; and prescribing penalties therefor.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF LOWNDES

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to privilege licenses; levying an additional tax upon sellers of malt or brewed beverages who are engaged in that business in Lowndes County; providing for the assessment, collection, and use of the proceeds of the tax and for the adoption and promulgation of rules and regulations therefor by the governing body of said county; defining violations of the Act; and prescribing penalties therefor.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply only in Lowndes County, Alabama.

Section 2. (a) As used in this Act, unless the context requires a different meaning, "person" includes a firm, corporation, club, partnership, company, trustee, agency, or association, or any agent, servant, employee, or officer thereof; "seller" means a person who is engaged in the business of selling, distributing, delivering, storing, or taking out of storage, malt or brewed beverages within the county; "malt or brewed beverages" includes beer, lager beer, ale, porter, or similar fermented malt liquor containing one-half of one per centum or more of alcohol by volume.

(b) The rules of construction and interpretation of statutes contained in Title 1 of the 1940 Code shall apply in the construction and interpretation of this Act.

Section 3. Each seller of malt or brewed beverages shall pay, in addition to all other taxes of every kind now imposed by law, a license tax to the county in an amount equal to one cent on each twelve fluid ounces or fractional part thereof of malt or brewed beverages sold, distributed, delivered, stored, or taken out of storage within the county, unless an exemption is secured as provided by Section 6.

Section 4. Each seller, except a seller who claims and obtains exemption under the provisions of Section 6, shall, on or before the tenth day of each month, file with the probate judge on forms to be prescribed and furnished by the probate judge, a written statement, sworn to and subscribed by him, which shall show: 1) the name and address of the seller; 2) each purchase or receipt of malt or brewed beverages made by him during the calendar month next preceding; 3) the name and address by the distributor, seller, or other person from whom purchased, received, or procured; 4) the brands purchased or received; 5) the quantity of each brand; 6) the size and kind of containers of each brand; 7) the date or dates on which purchased, received, or procured; 8) the name and address of each distributor, seller, or other person to whom any malt or brewed beverages were sold, distributed, or delivered; 9) the quantity of each brand sold, distributed, or delivered to each; 10) the size and kind of containers of each brand; 11) the date or dates on which sold, distributed, or delivered.

Section 5. (a) The license tax imposed by Section 3 shall be paid to the judge of probate on or before the tenth day of each calendar month. The amount due shall be based on the sale, distribution, delivery, storage, and taking out of storage of malt or brewed beverages during the preceding calendar month.

(b) The judge of probate shall keep on hand an adequate supply of forms and other necessary supplies needed for the proper enforcement of this Act and all necessary forms and supplies shall be furnished free of charge to each dealer as needed.

Section 6. A seller purchasing malt or brewed beverages from any other seller who has paid the license tax imposed thereon by Section 3 is exempt from paying the tax upon his application to the probate judge. The application for exemption from the payment of the tax shall be made by the seller on or before the tenth day of each calendar month. The application, verified by the oath of the seller, shall show: 1) the name and address of the applicant; 2) each purchase, receipt, or procurement of malt or brewed beverages made during the calendar month next preceding; 3) the name and address of the distributor, seller, or other person from whom purchased, received, or procured; 4) the brand of the malt or brewed beverages; 5) the quantity of each brand; 6) the size and kind of containers of each brand; 7) the date or dates on which purchased, received, or procured; and 8) the disposition thereof by the seller claiming the exemption.

Section 7. It is unlawful for any agent, servant, or employee of any seller who is delinquent in the payment of the license tax required by this Act to assist or carry on the business of the seller. Each day the agent, servant, or employee of a delinquent seller engages in or assists in carrying on such business shall constitute a separate offense.

Section 8. (a) Each seller shall keep complete records of all purchases, sales, receipts, inventories, and all other matters necessary to determine the correct amount of license tax for which he is liable. In the event a seller discontinues his business, he shall not dispose of his records without giving the probate judge thirty days' notice in writing.

(b) The seller's records, books of accounts, bank deposit books, and bank statements shall be open, during reasonable hours at the place of business of the seller, for inspection and examination by the probate judge, or his agent, and the license inspector, or such other person as may be designated under any rule or regulation adopted and promulgated by the governing body of Lowndes County.

(c) In the event the amount of tax due by the seller cannot be accurately determined from the seller's monthly report, or if the seller does not keep adequate records, or if he refuses to allow an examination of his records, the amount of tax due may be determined from any other information or data available, and the amount of the tax so determined shall be assessed against the seller. Notice of such assessment shall be given to the seller and a demand made for immediate payment.

(d) No person shall divulge any information obtained by him in the course of an inspection and examination of the records of any seller, except to a person duly authorized by the county governing body, the judge of probate, the county attorney, or others connected with the administration of this Act, unless he is required to do so by an order of a competent court.

Section 9. (a) The license tax imposed by this Act shall be paid to the judge of probate and the judge of probate after first reimbursing the county general fund for expenses incurred in the administration and enforcement of this Act, and after deducting for his own use and benefit the commission as hereinafter provided, shall, between the eleventh and twentieth days of each month pay over the remainder of the proceeds of said tax to the custodian of the public school funds of Lowndes County. All proceeds of said tax when so paid over to the custodian of the public school funds shall be expended by the county board of education of Lowndes County solely for the purposes of erecting, purchasing, altering, enlarging, improving, repairing, and equipping school buildings and school playgrounds, including sites therefor, in Lowndes County.

(b) For his services as provided in this Act the judge of probate shall be entitled to a commission of two and one-half per cent ($2\frac{1}{2}\%$) of the amount of tax collected by him.

Section 10. The court of county commissioners, board of revenue or like governing body of Lowndes County is hereby given the right, power, and authority to promulgate and adopt rules and regulations governing the collection of the tax hereby imposed, if it is necessary so to do in order to more effectually carry out the terms and provisions of this Act, but it shall not have the right to alter or change the distribution or use of the proceeds of the tax as herein provided for. The county governing body shall make available to the judge of probate ample funds from the county general fund for the purchase of materials and supplies needed by the judge of probate for carrying out the provisions of this Act, and the county governing body may employ a person or persons at a salary or salaries and expenses of the person or persons so employed not to exceed the aggregate sum of two hundred fifty dollars (\$250.00) per month from the funds derived from this Act to act as inspector or inspectors and otherwise to assist the judge of probate in the enforcement of the provisions of this Act, and said salary or salaries and said expenses shall be paid from the county general fund. However, the county general fund shall be reimbursed for all monies expended in connection with the administration and enforcement of this Act as provided under Section 9 of this Act.

Section 11. A person who violates the provisions of this Act, or any rule or regulation promulgated and adopted by the court of county commissioners, board of revenue or like governing body of Lowndes County, is guilty of a misdemeanor; and each day his violation continues shall constitute a separate offense.

Section 12. No seller shall continue in business when he is in default in payment of the tax imposed by this Act. In addition to other penalties, a delinquent taxpayer shall be liable for a penalty of twenty per cent of the amount found to be due by him. Penalties shall be paid into the general fund of the county.

Section 13. This Act shall not apply to acts or transactions in interstate commerce; nor shall any provision hereof apply to any business conducted by or for the United States or any other government.

Section 14. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid or inoperative by any court of competent jurisdiction, the remainder of the Act and the application thereof to any other person or circumstance shall not be affected thereby.

Section 15. All laws or parts of laws which conflict with this Act are repealed.

Section 16. This Act shall become effective October 1, 1957.
19-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF LOWNDES

Before me, the undersigned authority in and for said County in said State, this day personally appeared Myra J. Chambliss, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was clerk of the Lowndes Signal, a newspaper of general circulation published in Lowndes County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, Aug. 1, and Aug. 8, all in the year 1957.

MYRA J. CHAMBLISS.

Sworn to and subscribed before me Aug. 12, 1957.

O. G. BRUNER,
Notary Public.

Also:

By Messrs. Dickson and Brooks:

H. 1076. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of Lowndes County.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF LOWNDES

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of Lowndes County.

Be It Enacted by the Legislature of Alabama:

Section 1. The members of the court of county commissioners, board of revenue or like governing body of Lowndes County shall be entitled to receive a salary of one thousand two hundred dollars per annum, payable in equal monthly installments, out of any funds in the county treasury available for such purpose according to law. The salary herein provided for shall be the entire compensation of each member for the performance of his official duties.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

19-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF LOWNDES

Before me, the undersigned authority in and for said County in said State, this day personally appeared Myra J. Chambliss, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was clerk of the Lowndes Signal, a newspaper of general circulation published in Lowndes County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, Aug. 1, and August 8, all in the year 1957.

MYRA J. CHAMBLISS.

Sworn to and subscribed before me Aug. 12th, 1957.

O. G. BRUNER,
Notary Public.

Also:

By Messrs. Roberts and Reynolds:

H. 1077. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill to create and establish an inferior court in Madison County will be introduced in the Legislature of Alabama, the substance of which is set out below, and application for its passage and enactment will be made.

By the terms of said bill the court will be designated the Madison County Court, and vested with final jurisdiction of all misdemeanors committed in Madison County of which justices of the peace would have jurisdiction under the general law (including traffic law violations), preliminary jurisdiction of felonies committed in the county, jurisdiction of bastardy and peace proceedings, original and exclusive jurisdiction in juvenile and non-support cases arising in said county under Title 13, Code of Alabama 1940, and jurisdiction in all civil cases at law when the matter or sum in controversy does not exceed two hundred fifty dollars. This court will not be a court of record, and shall not conduct jury trials, however, procedure will be prescribed for the transfer of cases in which a jury is demanded to the circuit court and for the trial of such cases in the circuit court by a jury. The bill will revoke the jurisdiction of justices of the peace and notaries public ex officio justices of the peace in criminal and quasi-criminal cases; will authorize transfers of any cases pending in courts of justices of the peace or in the Inferior Court of Huntsville to the court to be established.

The bill will provide officers for the court, provide for their appointment or election, prescribe their compensation, terms of office, qualifications, powers, authority and duties. The bill will forbid the practice of law in any of the courts of this state or the United States by the judge of the court thereby established, and will provide for the removal of the judge for the same causes and in the same manner that circuit judges may be removed. It will also provide for the appointment and compensation of a special judge in case of the absence of the judge, and will require bonds for the faithful performance of their duties of such officers of the court as should be bonded.

The bill will prescribe rules and regulations to govern procedure for trials in the court and the issuance and service of processes of the court

and will prescribe the costs and fees to be charged and collected in such court, including a trial or docket fee to be taxed and collected in cases docketed in such court, and will provide for the collection and disbursement of such fees and costs. It will also prescribe the effect of judges of the court and provide for executions thereunder, and it will authorize the payment or delivery of money or property due a minor and paid or delivered into the court, pursuant to a judgment of such court in a suit brought for such minor by his next friend, to the next friend for the use and benefit of the minor.

The bill will provide that for any indictable offense in the county warrants returnable to said court may, be issued by justices of the peace.

The county governing body of Madison County will be, by the terms of the bill, directed to provide offices and other necessary accommodations for the court and to provide the stationery, office equipment and all other articles and supplies reasonably necessary for the efficient functioning of the court.

July 19 & 26, Aug. 2 & 9

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. M. Buchanan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice President of the Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, July 26, August 2, and August 9, all in the year 1957.

R. M. BUCHANAN,
Vice President.

Sworn to and subscribed before me August 10, 1957.

WILLIAM C. LEWIS,
Notary Public.

Also:

By Messrs. Reynolds and Roberts:

H. 1078. For the relief of I. Schiffman and Company, Incorporated; authorizing the court of county commissioners, board of revenue or other like governing body of Madison County to make an appropriation from the county treasury to compensate I. Schiffman and Company, Incorporated for certain damages.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

For the relief of I. Schiffman and Company, Incorporated; authorizing the court of county commissioners, board of revenue or other like governing body of Madison County to make an appropriation from the county treasury to compensate I. Schiffman and Company, Incorporated for certain damages.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or other like governing body of Madison County is hereby authorized and empowered to appropriate from the county treasury a sum not to exceed ninety dollars and seventy-two cents (\$90.72), for the relief of I. Schiffman and Company, Incorporated, to compensate such company for damages incurred as the result of a motor vehicle accident involving a truck owned and operated by Madison County and being driven by an employee of the county, which accident occurred in Madison County on or about July 9, 1957, under such circumstances that the county is morally obligated to pay the damages, but the said I. Schiffman and Company, Incorporated, has no recourse at law to recover same.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 19 & 26, Aug. 2 & 9

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. M. Buchanan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice President of the Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, July 26, August 2, and August 9, all in the year 1957.

R. M. BUCHANAN,
Vice President.

Sworn to and subscribed before me August 10, 1957.

WILLIAM C. LEWIS,
Notary Public.

Also:

By Messrs. Reynolds and Roberts:

H. 1079. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF MADISON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Madison County; regulating the expenditure of the moneys accruing to the County Highway and Traffic Control Fund.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Madison County is hereby authorized to expend the moneys accruing to the Highway and Traffic Control Fund of the county for the following purposes, but for such purposes only: Cost of construction, reconstruction, maintenance and repair of public highways and bridges, costs of highway right-of-ways, payment of highway obligations, the cost of traffic regulation, and the expense of enforcing state traffic and motor vehicle laws.

Section 2. The provision of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 19 & 26, Aug. 2 & 9

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. M. Buchanan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice President of the Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, July 26, August 2, and August 9, all in the year 1957.

R. M. BUCHANAN,
Vice President

Sworn to and subscribed before me August 10, 1957.

WILLIAM C. LEWIS,
Notary Public

Also:

By Messrs. Reynolds and Roberts:

H. 1080. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
MADISON COUNTY

Notice is hereby given that at the 1957 regular session of the Legislature of Alabama, a bill, substantially as follows, will be introduced and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

To alter the boundary lines of the City of Huntsville, Madison County, Alabama, so as to include within the corporate limits of said City, all territory described below.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Huntsville, Madison County, Alabama, be, and the same are altered or rearranged so as to include within the corporate limits of said City of Huntsville all territory now within such limits of said City of Huntsville all territory now within such corporate limits and also certain other territory in Madison County, Alabama, contiguous thereto such said other certain territory is more particularly described as being all of the territory lying within the County of Madison, State of Alabama, included and embraced within the boundaries herein set out, to-wit:

Beginning at a point which is on the north line of said Section 9 and N88 degrees 54' 58" W, 2100 feet from a spike in the center of the Huntsville-Madison Road and Jordan Lane, said spike being at the northeast corner of said Section 9, and being the northeast corner of Redstone Arsenal Reservation, thence S01 degrees 56' 28" W for a distance of 720.01 feet; thence N88 degrees 54' 58" W and parallel to the north boundary of said reservation for a distance of 1320.0 feet; thence N01 degrees 56' 28" E for a distance of 720.01 feet; thence S88 degrees 54' 58" E and along the north boundary of said reservation for a distance of 1320.0 feet to the point of beginning, containing 21.8 acres more or less.

Section 2. That all laws and parts of laws, both general, special and local, in conflict with this Act be, and the same are hereby repealed.

Section 3. This Act shall go into effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

APPROVED:

TIME:

July 1, 8, 15, 22, 1957.

STATE OF ALABAMA
MADISON COUNTY

Before me, Opal H. Dilworth, a Notary Public in and for said State and County, personally appeared R. M. Buchanan, known to me, who being by me first duly sworn, deposes and says he is Vice-President of The Huntsville Times, a newspaper published and printed at Huntsville, Madison County, Alabama, and that the attached "Legal Notice" was published in said newspaper on July 1, 8, 15, and 22, 1957.

R. M. BUCHANAN,
Vice President.

Sworn to and subscribed before me this the 14 day of August, 1957.

OPAL H. DILWORTH,,
Notary Public.

My commission expires May 19, 1959.

Also:

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1081. Relating to Montgomery County; proposing an amendment to the Constitution of Alabama to provide that the Legislature may from time to time, by general or local laws, fix, alter and regulate the costs and charges of courts in Montgomery County and the method of disbursement thereof.

Also:

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa):

H. 1083. Relating to Tallapoosa County; authorizing the coroner to appoint a deputy, and providing for the compensation of such deputy.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF TALLAPOOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Tallapoosa County; authorizing the coroner to appoint a deputy, and providing for the compensation of such deputy.

Be It Enacted by the Legislature of Alabama:

Section 1. The coroner of Tallapoosa County is hereby authorized and empowered to appoint a deputy coroner, who shall have authority to exercise all of the functions pertaining to the office of the coroner as may be delegated by the coroner.

Section 2. The compensation of the deputy coroner of Tallapoosa County shall be a salary of twenty-five dollars (\$25) a month, payable at the end of each month from the general fund of the county, on warrant drawn in the manner prescribed by law.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

4t/6:20-27 7:4-11-c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared H. Clay Pless, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Dadeville Record, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 20, June 27, July 4, and July 11, all in the year 1957.

H. CLAY PLESS.

Sworn to and subscribed before me this 12th day of July, 1957.

J. T. FARROW,
Circuit Clerk.

Also:

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa):

H. 1084. To provide for and regulate the selecting and empaneling of juries and alternate jurors in the circuit court of Tallapoosa County.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICES

(No. 4601:7/18/57)

STATE OF ALABAMA COUNTY OF TALLAPOOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To provide for and regulate the selecting and empaneling of juries and alternate jurors in the circuit court of Tallapoosa County.

Be It Enacted by the Legislature of Alabama:

Section 1. In every case triable by a jury in the circuit court of Tallapoosa County, the court may, in its discretion, order the selection of one or two alternate jurors. If the court orders the selection of one alternate juror, such juror shall be selected by requiring the parties to strike from the list of jurors alternately and in turn, as prescribed by law, until thirteen names remain on the list. Thereupon the court shall select by lot one name from such thirteen names, and the juror whose name is thus selected shall be the alternate juror, and the remaining twelve shall be the principal jurors. If the court orders the selection of two alternate jurors, such alternate jurors shall be selected by requiring the parties to strike from the list of jurors alternately and in turn until fourteen names remain on the list. Thereupon, the court shall select by lot one name from such fourteen names, and the juror whose name is so selected shall be alternate juror number one; and the court shall then select by lot from the remaining thirteen names another name, and the juror whose name is thus selected shall be alternate juror number two, the remaining twelve shall be the principal jurors.

Section 2. The court may order an alternate juror to take the place of a principal juror only when a principal juror, prior to the retirement of the jury to consider its verdict, is excused by the court, in the exercise of its sound discretion from further service by reason of some mental or physical ailment in such principal juror, or his confrontation with some emergency rendering him unable to perform his duties satisfactorily. If there are two alternate jurors, and both are able to perform the duties of the juror satisfactorily, the court shall order alternate juror number one to take the place of the first member of the jury who, for a cause specified herein, is excused from further service. If two alternate jurors were selected, but only one of them is able to perform the duties of the juror satisfactorily then such juror shall be ordered to take the place of any member of the jury who, for a cause specified herein, is excused from

further service. An alternate juror who is able to perform satisfactorily the duties of a juror may be ordered (under the same conditions as he might have been ordered to take the place of a member of the original twelve jurors) to take the place of a juror who himself was originally an alternate juror.

Section 3. All alternate jurors shall obey all orders and admonitions of the court. If the principal jurors are ordered to be kept in the custody of an officer or officers during the trial and are not allowed to disperse, such alternate juror shall also be kept in such custody with the principal jurors. All alternate jurors shall be seated near the principal jurors and be provided with equal facilities for observing the proceedings in the trial, and shall attend the trial at all times in company with the principal jurors. If any alternate juror is ordered to become a member of the jury, he shall take the same oath as that administered to other jurors and shall have the same functions, powers, duties, and privileges. Any alternate juror who has not been ordered to take the place of a principal juror prior to the retirement of the jury to consider its verdict shall be discharged at the time the jury retires.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Jy-23-30: A-6-13c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF TALLAPOOSA

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. C. Henderson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 23, July 30, August 6, and August 13, all in the year 1957.

J. C. HENDERSON.

Sworn to and subscribed before me August 13, 1957.

T. C. WOLSONCROFT,
Notary Public.

My Commission Expires June 14, 1959.

Also:

By Mr. Shumate:

H. 1091. Relating to Walker County; providing for the election of a jailer for the county, and vesting in the jailer exclusive authority for the custody of the county jail and the prisoners therein; prescribing the authority, jurisdiction, powers, and duties of the jailer, and his qualifications, term, and compensation.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF WALKER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Walker County; providing for the election of a jailer for the county, and vesting in the jailer exclusive authority for the custody of the county jail and the prisoners therein; prescribing the authority, jurisdiction, powers, and duties of the jailer, and his qualifications, term, and compensation.

Be It Enacted by the Legislature of Alabama:

Section 1. A jailer for Walker County shall be elected by the qualified electors thereof at the next election when the sheriff of Walker County is elected, and every four years thereafter, who shall hold office for four years, concurrently with the term of the sheriff, from the first Monday after the second Tuesday in January next after his election, and until his successor is elected and qualified. No person shall be eligible to election to the office of jailer, or to serve in such office, unless the person is a resident and qualified elector of Walker County.

Section 2. The jailer shall have the legal custody and charge of the county jail in Walker County, and all prisoners committed thereto (except in cases otherwise provided by law), and may appoint two assistant jailers for whose acts he shall be civilly responsible. The jailer of Walker County shall have the same authority and jurisdiction, shall exercise all the powers and perform all the duties, and shall be subject to all the sanctions and penalties, applicable to sheriffs, under the general laws of the State, as to all matters concerning the county jails and the prisoners therein. Upon the taking effect of this section, the sheriff of Walker County shall be relieved of all authority, jurisdiction, powers, duties, sanctions, and penalties provided by law as to matters relating to the county jail, and the prisoners therein; and such authority, jurisdiction, powers, duties, sanctions, and penalties, shall be vested exclusively in, or shall be applicable exclusively to, the jailer of Walker County provided for by this Act. The jailer shall have the power and authority to accept bail and to discharge defendants, upon their giving the required bail, to the same extent as has the sheriff under the general laws of the State. The jailer and his assistant jailer shall have all the authority of deputies sheriff, but shall be independent from, and shall not be subject to the direction of, the Sheriff, in the exercises of such authority. The jailer must be on duty at the jail in person, between the hours of six and two at night. The jailer or his assistant with authority to accept bail must be on duty at the jail at all times.

Section 3. The jailer of Walker County, before entering upon the duties of his office, shall give bond in such amount as may be prescribed by the court of county commissioners, board of revenue or like governing body of the county. The bond shall be filed in the office of the judge of probate of Walker County, and the premium thereon shall be paid by the county.

Section 4. The jailer of Walker County may be removed from office through impeachment proceedings in the same manner and for the same

causes as the sheriff may be impeached and removed from office. Vacancies in the office of jailer of Walker County shall be filled by appointment by the Governor for the unexpired term.

Section 5. All fees, commissions, and allowances receivable by the jailer in the performance of his duties shall be paid by him into the county treasury. The jailer shall be entitled to receive a salary of four thousand and eight hundred dollars (\$4,800) per annum, as compensation for the duties required of him by this Act. Each of the two assistant jailers shall be paid a salary of three thousand dollars (\$3,000) per annum. Such salaries shall be payable from the county treasury, in equal monthly installments, in the same manner as employees of the county are paid.

Section 6. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this Act are repealed.

Section 8. Section 1 shall become effective immediately upon the passage and approval of this Act, or upon its otherwise becoming a law. The remainder of the Act shall become effective on the first Monday after the second Tuesday in January next after the election of a jailer for Walker County, as provided herein.

ALONZO SHUMATE

T. K. SELMAN

Members House of Representatives

7-25—4t

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Margaret Phillips, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Bookkeeper of the Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, Aug. 1, Aug. 8, and Aug. 15, all in the year 1957.

MARGARET PHILLIPS.

Sworn to and subscribed before me August 15, 1957.

FAY O'REAR,
Notary Public.

Also:

By Mr. Selman:

H. 1092. Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF WALKER**

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or like governing body of Walker County is authorized to order an election to determine whether or not special privilege license and excise taxes, in the amounts hereinafter provided, shall be levied for educational purposes within the county. The sheriff must give notice at least thirty days before any election to be held under this Act, by publication in some newspaper in the county, if any is published therein, and if not, written notice posted at the courthouse door, and at three other public places in the county, of the time of holding and the purpose of the election. The court of county commissioners, board of revenue or like governing body of the county shall provide for the holding of the election on the date specified in the notice. If the question of levying the special taxes authorized herein fails to carry at any such election, that fact shall not preclude the submission of the question to the voters at subsequent elections held in accordance with this Act.

Section 2. The court of county commissioners, board of revenue or like governing body of Walker County shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of the special taxes, the court of county commissioners, board of revenue or like governing body of Walker County may by resolution or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege or license tax against the person on account of business activities in an amount to be determined by the application of rates against gross sales or gross receipts, as the case may be, and a county excise tax, as follows:

1) Upon every person, firm, or corporation engaged or continuing within Walker County in business selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character, except bonds or other evidences of debt or stocks, an amount equal to one per cent of the gross proceeds of the sales of the business.

2) Upon every person, firm, or corporation engaged or continuing within Walker County in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys,

amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution or any athletic association thereof, or other association whether such institution or association be denominational or a state, county or city school or other institution, association or school) skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement, or entertainment is offered to the public or any place or places where an admission fee is charged (including public bathing places, public dance halls of every kind and description) conducted or carried on within Walker County, an amount equal to one per cent of the gross receipts of any such business.

3) Upon every person, firm, or corporation engaged or continuing within Walker County in the business of selling any automotive vehicle, an amount equal to one-third of one per cent of the gross proceeds of sale of said automotive vehicle.

4) An excise tax on the storage, use, or other consumption in Walker County of tangible personal property purchased at retail, except automotive vehicles, at the rate of one per cent of the sales price of such property.

5) An excise tax on the storage, use, or other consumption in Walker County of any automotive vehicle purchased at retail, at the rate of one-third of one per cent of the sales price of such automotive vehicle.

The taxes authorized to be levied by this Act shall be subject to all exemptions, definitions, proceedings, rules, regulations, requirements, fines, penalties, punishments, and deductions as are provided in Articles 10 and 11, Chapter 20, Title 51, of the Code of Alabama (1940), and amendments thereof, and acts supplementary thereto, except where the same are inapplicable or where they are herein otherwise provided for.

Every person storing, using, or otherwise consuming in Walker County tangible personal property purchased at retail shall be liable for the tax authorized to be imposed by paragraphs 4 and 5, above, and the liability shall not be extinguished until the tax has been paid; provided that a receipt from a retailer maintaining a place of business in Walker County showing the payment of said tax shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 3. The taxes herein authorized, when levied in accordance with the provisions of this Act, shall be collected by the Department of Revenue of the State of Alabama, at the same time and along with the collection by that department of taxes levied and collected for the State of Alabama under the provisions of Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, and all reports now required to be made to the Commissioner of Revenue shall, on request of the Department of Revenue, be available for inspection by the chairman of the court of county commissioners, board of revenue, or like governing body of Walker County, or his designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, forms, and other information as may be necessary for the collection of the county taxes authorized to be levied by this Act, and shall have all the authority and duties in connection with such taxes as are now given by law to the Department of Revenue or the Commissioner of Revenue in connection with the collection of the State's sales and use taxes provided for by Articles 10 and 11 of Chapter 20, Title 51, Code of Alabama (1940) as amended.

It shall be the duty of the Commissioner of Revenue to pay into the state treasury all taxes collected under this Act; and on or before the first day of the following month, the Commissioner shall certify to the State Comptroller the amount of special taxes levied and collected under the provisions of this Act for the use and benefit of Walker County during the calendar month immediately preceding the making of such certificate. Whereupon it shall be the duty of the State Comptroller to issue his warrants on the State Treasurer, payable as follows, for the amount so certified by the Commissioner of Revenue as having been collected for the use of the county and paid into the state treasury. The Comptroller shall apportion the amount so certified as having been collected for the use of the county among the city board of education of Carbon Hill, in Walker County, the city board of education of Jasper, in Walker County, and the county board of education of Walker County, in proportion to the number of pupils enrolled in the schools included within each of such public school systems. The pro rata share of the proceeds of the tax payable to each such school system shall be paid to the custodian of the public school funds of each respective board of education, and shall be used by such boards of education exclusively for the purposes of erecting, constructing, purchasing, altering, enlarging, improving, repairing, and equipping school buildings including the sites for any such buildings.

The Department of Revenue shall charge Walker County for collecting the special taxes herein authorized a percentage of these taxes to be computed on the same basis as the total cost of collecting the state sales and use taxes bears to the total of the state sales and use taxes collected for each fiscal year ending September 30. The charge for collecting the special taxes authorized by this Act shall be deducted once each year from the special sales and special use taxes collected in the month of September of each year before certifying the amount of special sales and special use taxes due Walker County for that month. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this Act, and otherwise to enforce the provisions of this Act, including any litigation involving the Act; and the Department of Revenue shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for Walker County.

Section 4. The taxes authorized herein, together with the interest and penalties which are authorized by this Act, shall be a lien upon the property of any person, firm, or corporation liable for taxes under the provisions of this Act, and all of the provisions of the revenue laws of the State of Alabama applying to or relating the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of taxes levied under the authority of this Act. The taxes authorized by this Act shall be in addition to all other licenses and taxes levied by law as a condition precedent to engage in any business taxable hereunder in Walker County.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

The Curry PTA
By Frank Freeman

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bill Jones, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Walker County Times, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, August 1, and August 8, all in the year 1957.

BILL JONES.

Sworn to and subscribed before me August 15, 1957.

LATHAM G. SADDLER,
Notary Public.

Also:

By Messrs. Selman and Shumate:

H. 1094. Relating to counties having a population of not less than 63,750 nor more than 72,750, according to the last or any subsequent federal decennial census; further defining the police jurisdiction of certain incorporated municipalities situated in such counties.

Also:

By Mr. Stokes:

H. 1095. Relating to the municipality of Enterprise, in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

STATE OF ALABAMA
COUNTY OF COFFEE

NOTICE is hereby given that at the 1957 regular session of the legislature of Alabama, a bill substantially as follows will be introduced and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to the municipality of Enterprise, in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the municipality of Enterprise in Coffee County are hereby altered, rearranged, and extended so that all the territory herein described, lying and being in Coffee County, Alabama, will be embraced within the corporate limits of the Municipality, to wit: Commencing at a point two miles due west of the Boll Weevil Monu-

ment in the center of the intersection of Carmichael (or Main) and Henry (or College) Streets in the City of Enterprise, thence due north a distance of two miles, thence due east a distance of four and three quarters miles, thence due south a distance of four miles, thence due west a distance of four and three quarter miles, and thence due north a distance of two miles to the starting point.

Section 2. All farm land annexed by this Act, the improvemen by this Act, the improvements thereunto appertaining, shall be exempt from all ad valorem taxation by the municipality of Enterprise during the time such property is used for farming purposes.

Section 3. All laws or parts of laws which conflict with this Act repealed.

Section 4. The provisions of this are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Jackson W. Stokes, Member
House of Representatives

25Jul4Tc

STATE OF ALABAMA
COFFEE COUNTY

MANUEL SEGALL, of said state and county, being first duly sworn, on his oath says:

That he is the publisher of The Enterprise Ledger, a weekly newspaper of general circulation, printed and published in the City of Enterprise in said county and state, and has been such during the time hereinafter mentioned, and that the advertisement headed:

Notice is hereby given that at the 1957 regular session of the legislature of Alabama, a bill substantially as follows will by intro- a printed copy of which is hereto attached, was printed and pulished in every copy of each issue of said newspaper for a period of 4 consecutive weeks, to wit:

First Publication 25 July, 1957

Second Publication 1 August, 1957

Third Publication 8 August, 1957

Fourth Publication 15 August, 1957

/s/ Manuel Segall
Publisher

Sworn to and subscribed before me this the 14 day of August, 1957.

/s/ Roy M. Shoffner
Notary Public
(Seal)

My commission expires: March 18, 1959.

Also:

By Messrs. Adams (Jefferson), Vacca, Edwards (Jefferson) and Perry:
H. 1082. Relating to counties in this State having a population of

more than five hundred thousand according to the last or any subsequent federal decennial census; to authorize and direct the county governing body of such counties to allow and pay a certain sum to the judge of any inferior court in the county whose annual compensation is less than five thousand nine hundred dollars and who regularly holds court in more than one precinct in the county to reimburse him for certain transportation expenses incurred in the discharge of his duties.

Also:

By Messrs. Vacca, Edwards (Jefferson), Nice, Kaul, Adams (Jefferson) and Perry:

H. 1073. To amend further Section 173 of Title 13, Code of Alabama (1940), which relates to civil cases, when tried; chief justice appoints additional judges.

Also:

By Messrs. Merrill and Albea:

H. 1096. To authorize the City of Anniston, Alabama, to sell to Alabama Society for Crippled Children and Adults, a corporation, for its reasonable market value the South 50 feet of Lots 15, 16, 17, and 18, in Block 151, according to the Map of the Anniston City Land Company, said property being situated in the City of Anniston, Calhoun County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

**STATE OF ALABAMA
COUNTY OF CALHOUN**

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

**A BILL
TO BE ENTITLED
AN ACT**

To authorize the City of Anniston, Alabama, to sell to Alabama Society for Crippled Children and Adults, a corporation, for its reasonable market value the South 50 feet of Lots 15, 16, 17, and 18, in Block 151, according to the Map of the Anniston City Land Company, said property being situated in the City of Anniston, Calhoun County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The City of Anniston, Alabama, is hereby authorized and empowered, at the discretion of the Board of Commissioners of said City, to sell to the Alabama Society for Crippled Children and Adults, a corporation, for its reasonable market value the following described property situated in the City of Anniston, Alabama, to-wit:

The South 50 feet of Lots 15, 16, 17, and 18, in Block 151, according to the Map of the Anniston City Land Company, said map being recorded in the Probate Office of Calhoun County, Alabama, in Map or Plat Book A, on page 415.

Section 2. The said Alabama Society for Crippled Children and Adults must complete the construction of a building on said property for a vocational rehabilitation workshop within three years after it receives a deed from the City of Anniston, Alabama; otherwise title to said property shall revert to the City.

Section 3. In the event the said Society for Crippled Children and Adults ceases using said building for a vocational rehabilitation workshop, then the title to the hereinabove described property is to revert to the City of Anniston, Alabama.

Section 4. All laws and parts of laws in conflict herewith be and the same are hereby repealed.

Section 5. This Act shall take effect upon its passage and approval by the Governor or upon its otherwise becoming law.

July 26; Aug. 3, 10, 17, 1957

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CALHOUN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ralph W. Callahan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Business Manager of the Anniston Star, a newspaper of general circulation published in Calhoun County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 26, August 3, August 10, and August 17, all in the year 1957.

RALPH W. CALLAHAN.

Sworn to and subscribed before me 17th August, 1957.

L. JEAN WILKINSON,
Notary Public.

Also:

By Mr. Speaks:

H. 1100. To provide for the compensation of deputies of the sheriff in all counties having a population of not less than 26,700 nor more than 27,000, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Richardson and Ramey:

H. 1104. To Amend Sections 1, 2 and 4 of Act No. 86 of the Regular Session of the Legislature of Alabama, Approved June 21, 1957, entitled "An Act, Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Section 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama."

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF HALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To Amend Sections 1, 2 and 4 of Act No. 86 of the Regular Session of the Legislature of Alabama, Approved June 21, 1957, entitled "An Act, Levying in Hale County, Ala., additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such buildings and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama."

Be It Enacted by the Legislature of Alabama:

Section 1. That Subsections (c) and (d) of Section 1 are hereby amended to read as follows:

(c) Upon every person, firm or corporation engaged or continuing within Hale County, Alabama, in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one third of one per cent of the gross proceeds of the sale of said automotive vehicle, or truck trailer and semi-trailer.

(d) Upon every person, firm, or corporation engaged, or continuing within this state, in the business of selling any used automotive vehicle or truck trailer and semi-trailer, where such vehicles are bought for the purpose of resale, an amount equal to one-third of one percent of the gross proceeds of the sale of said automotive vehicle or truck trailer and semi-trailer; provided, however, this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired as part of the consideration for the sale, trade, or exchange of any new or used motor vehicle, truck trailer or semi-trailer.

Section 2. That Section 1 is further amended by adding subsection (e) to read as follows:

(e) The tax levied in Section One hereof shall be subject to all the exemptions, definitions, proceedings, rules, regulations, requirements, provisions, penalties, fines, and punishments, and deductions set out in Section 752 through Section 786 and Article Ten of Chapter 20 of Title 51 of the Code of Alabama, and amendments thereof, except where inapplicable or where herein otherwise provided, all of which are adopted and made a part hereof by reference, including the provisions for the enforcement and collection thereof.

Section 3. That Subsection (b) of Section Two is hereby amended to read as follows:

(b) An excise tax is hereby imposed on the storage, use, or other consumption in this state of any new or used automotive vehicle, truck trailer or semi-trailer purchased at retail on or after the effective date of this article for storage, use or other consumption in this state at the rate of one third of one percent of the sales price of such automotive vehicle, truck trailer or semi-trailer. Every person storing, using or otherwise consuming in Hale County, Alabama, tangible personal property purchased at retail shall be liable for the tax imposed by this article, and the liability shall not be extinguished until the tax has been paid to Hale County, Alabama; provided, however, that a receipt from a retailer maintaining a place of business in Hale County, Alabama, or a retailer authorized by the department, under such rules and regulations as it may prescribe, to collect the tax imposed hereby and who shall for the purpose of this article be regarded as a retailer maintaining a place of business in Hale County, Alabama, given to the purchaser in accordance with the provisions of section 791 of this title, shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 4. That the last line of Section 4 is hereby amended to read as follows:

"Such charge for collecting said special taxes shall be deducted once each month from the special sales and special use taxes collected before certifying the amount of special sales and special use taxes due the Hale County Board of Education for said month."

Section 5. All laws and parts of laws in conflict with any provisions of this Act are hereby repealed.

Section 6. This Act shall become effective upon its passage and approval by the Governor.
7-25-4c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF HALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared N. H. Cobbs, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of The Greensboro Watchman, a newspaper of general circulation published in Hale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, August 1, August 8, and August 15, all in the year 1957.

N. H. COBBS.

Sworn to and subscribed before me August 17, 1957.

WILLIE L. ARRINGTON,
Notary Public.

Also:

By Messrs. Haltom and Broadfoot:

H. 1105. Relating to Lauderdale County: To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in the circuit court in Lauderdale County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Lauderdale County: To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in the circuit court in Lauderdale County.

Be It Enacted by the Legislature of Alabama:

Section 1. Bailiffs for the grand jury and bailiffs actually serving in the circuit court of Lauderdale County shall receive for every day they serve as such bailiffs the same compensation prescribed under the general law for petit jurors for each day's service as a juror; and each bailiff's compensation shall be paid out of the county treasury on the certificate of the presiding judge showing that such bailiff's service was necessary.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of The Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, August 12, and August 19, all in the year 1957.

D. H. BOWLING.
Advertising Manager.

Sworn to and subscribed before me August 19th, 1957.

L. H. BAKER,
Notary Public.

My commission expires July 29, 1959.

Also:

By Messrs. Haltom and Broadfoot:

H. 1106. Relating to Lauderdale County: To amend further Section 1 of Act No. 31, S. 128, approved May 20, 1943, which allowed the sheriff of Lauderdale County an additional deputy, fixed the compensation of such additional deputy, and provided for the payment thereof out of the general funds of Lauderdale County (Local Acts of Alabama, 1943, page 18).

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Lauderdale County: To amend further Section 1 of Act No. 31, S. 128, approved May 20, 1943, which allowed the sheriff of Lauderdale County an additional deputy, fixed the compensation of such additional deputy, and provided for the payment thereof out of the general funds of Lauderdale County (Local Acts of Alabama, 1943 page 18).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 31, S. 128, approved May 20, 1943, entitled "An Act To allow the Sheriff of Lauderdale County, Alabama, an additional deputy sheriff to that provided by law; to fix the salary of said deputy and to make the same payable out of the General Funds of Lauderdale County in monthly installments," (Local Acts of Alabama, 1943, page 18), as amended, is further amended to read as follows:

"Section 1. The sheriff of Lauderdale County, Alabama, is hereby allowed an additional deputy to the deputies now provided by law, which said deputy shall receive such salary as may, from time to time, be fixed and allowed by the court of county commissioners or other like governing body of the county, to be paid in equal monthly installments out of the general fund of Lauderdale County. Such additional deputy sheriff shall be eligible to perform the duties of deputy sheriff anywhere in Lauderdale County."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of The Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, August 12, and August 19, all in the year 1957.

D. H. BOWLING.
Advertising Manager.

Sworn to and subscribed before me August 19th, 1957.

L. H. BAKER,
Notary Public.

My commission expires July 25, 1959.

Also:

By Messrs. Haltom and Broadfoot:

H. 1107. Relating to Lauderdale County: To amend further Section 14 of the act which established the Law and Equity Court of Lauderdale County, which act was passed over the Governor's veto on May 29, 1931 (Local Acts of 1931, page 72).

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF LAUDERDALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Lauderdale County: To amend further Section 14 of the act which established the Law and Equity Court of Lauderdale County, which act was passed over the Governor's veto on May 29, 1931 (Local Acts of 1931, page 72).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 14 of an act entitled "An Act To establish a Law and Equity Court for Lauderdale County; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide for trial tax and other fees, to provide that said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure for said court; to provide for an official court reporter for said court and fix his compensation, and to provide for the transfer of causes now or hereafter pending in the County and Circuit Court of Lauderdale County, Alabama, to the Law and Equity Court; to abolish the County Court of Lauderdale County, and the Office of Deputy Solicitor for Lauderdale County" (Local Acts of 1931, page 72), which was passed over the Governor's veto on May 29, 1931, as amended, is hereby further amended to read as follows:

"Section 14. The Sheriff of Lauderdale County shall in person, or by deputies appointed by him with the approval of the Judge of the Court, be required to attend upon the said Court and preserve order and execute all process and perform such other duties in all respects as in the Circuit Court, the number of bailiffs so furnished to be not more than two per day exclusive of the Sheriff; and for such services of attending the Court the Sheriff shall receive for each bailiff so furnished the same amount per day that is paid under the general law to petit jurors for each day's services, such amounts to be paid out of the County Treasury upon warrants drawn by the Judge of said Court. The Sheriff shall receive the same fees for executing the processes of this Court as provided by law for the execution of the same processes in the Circuit Court or in the Justice of the Peace Court, and same shall be collected in the same way as is now or may hereafter be provided by law."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of The Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, August 12, and August 19, all in the year 1957.

D. H. BOWLING.
Advertising Manager.

Sworn to and subscribed before me August 19th, 1957.

L. H. BAKER,
Notary Public.

My commission expires July 25, 1959.

Also:

By Messrs. Haltom and Broadfoot:

H. 1108. Relating to Lauderdale County; authorizing any savings and loan associations operating in such county to open, establish, operate and maintain branch offices anywhere in said county.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Lauderdale County; authorizing any savings and loan associations operating in such county to open, establish, operate and maintain branch offices anywhere in said county.

Be It Enacted by the Legislature of Alabama:

Section 1. The directors or other governing authority of any savings and loan associations operating in Lauderdale County, whether such association be chartered under an act of Congress or state law, are hereby authorized and empowered to open, establish, operate and maintain a branch office or offices anywhere in Lauderdale County, and may engage in such business at such branch office or offices as said association is permitted to do by its charter or its by-laws.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 24, 31; Aug 7, 14c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of The Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 24th, July 31st, August 7th, and August 14th, all in the year 1957.

D. H. BOWLING.
Advertising Manager.

Sworn to and subscribed before me August 14th, 1957.

L. H. BAKER,
Notary Public.

My commission expires July 25, 1959.

Also:

By Messrs. Haltom and Broadfoot:

H. 1109. Relating to Lauderdale County: Authorizing the governing body of Lauderdale County to allow the sheriff of Lauderdale County two deputies sheriff in addition to the deputies already authorized by law and to provide for the compensation of such additional deputies and the payment thereof out of the general fund of Lauderdale County.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF LAUDERDALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Lauderdale County: Authorizing the Governing Body of Lauderdale County to allow the sheriff of Lauderdale County two deputies sheriff in addition to the deputies already authorized by law and to provide for the compensation of such additional deputies and the payment thereof out of the general fund of Lauderdale County.

Be It Enacted by the Legislature of Alabama:

Section 1. The Court of County Commissioners, Board of Revenue, or other Governing Body of Lauderdale County is hereby authorized to allow the sheriff of Lauderdale County two deputies in addition to the deputies now provided by law. Such additional deputies, when their

employment has been authorized by the Governing Body of Lauderdale County, shall receive such salary as may, from time to time, be fixed and allowed by the court of county commissioners, board of revenue or other governing body of the county, which shall be paid in equal monthly installments out of the general fund of the county in the same manner and the same times that the salaries of other deputies sheriff of such county are paid. The additional deputies hereby allowed may perform the duties of deputy sheriff anywhere in Lauderdale County.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared D. H. Bowling, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Manager of The Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, August 12, and August 19, all in the year 1957.

D. H. BOWLING,
Advertising Manager.

Sworn to and subscribed before me August 19th, 1957.

L. H. BAKER,
Notary Public.

My commission expires July 29, 1959

Also:

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1119. To amend Act No. 288 of the 1955 Regular Session of the Legislature of Alabama which relates to the regulation and licensing of barbers and barber colleges, and other like businesses in any County of the State of Alabama having a population of at least 125,000 nor more than 225,000, to creating a barber's commission for said Counties and defining the powers and duties of said barber's commission and providing for an inspector and providing a penalty for the violation of the provisions thereof.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1059, 1067, 1068, 1070, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1083, 1084, 1091, 1092, 1094, 1095, 1082, 1073, 1096, 1100, 1104, 1105, 1106, 1107, 1108, 1109 and 1119—To the Committee on Local Legislation

(The above numbered bill, H. B. 1081, was read at length as required by the Constitution.)

REPORT OF COMMITTEE ON ENGROSSED BILLS

Mr. President:

Your Standing Committee on Engrossed Bills begs leave to report that said Committee, in session, has carefully compared the original Senate Bills with the Engrossed Bills respectively, and finds same correctly Engrossed, to-wit:

S. 469. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Also:

S. 477. To provide expense allowance to circuit solicitors in judicial in all judicial circuits composed of four or more counties in addition to now allowed by law.

Also:

S. 528. To authorize all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to authorize such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

M. C. GRISHAM,
Chairman.

COMMITTEE ON REVISION AND CODIFICATION OF INSURANCE LAWS

In accordance with the provisions of Senate Joint Resolution 70, the President and Presiding Officer of the Senate appointed Messrs. Skidmore, Little and Flowers as Senate members of the Committee on Revision and Codification of Insurance Laws.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirty-second Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. F. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Thirty-second Legislative Day was approved by the Senate.

ADJOURNMENT

At 5:15 P. M., on motion of Mr. Bradford, the Senate adjourned until Friday, August 30, 1957, at 10 o'clock A. M.

THIRTY-THIRD LEGISLATIVE DAY

FRIDAY, AUGUST 30, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by Dr. Denson Franklin, Pastor, First Methodist Church, Gadsden, Alabama.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

Yeas 24; Nays 5.

Yeas:

Messrs.:	Engelhardt	Lamberth	Roberts
Allen	Flowers	Leonard	Robison
Boutwell	Goodwin	Little	Skidmore
Calvin	Grisham	Metcalf	Vann
Cantrell	James	Moses	Yarbrough (Autauga)
Cooper	Jones	Reeves	Yarbrough (Randolph)
Dyar			

—24

Nays:

Messrs.:	Eddins	Tate	Van Antwerp
Davis (Pickens)	Hall		

—5

BILLS ON THIRD READING

The Bill:

H. 892. Relating to Chambers County; imposing a special county license on any person engaged as a fortune teller, palmist, clairvoyant, astrologer, phrenologist or crystal gazer.

Was taken up by unanimous consent, and was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Davis (Pickens)	Engelhardt
Allen	Calvin	Dyar	Goodwin
Boutwell	Davis (Lowndes)	Eddins	Hall

Jones	Moses	Skidmore	Vann
Lamberth	Reeves	Tate	Yarbrough (Randolph)
Little	Robison		—21
Nays:			—0

The Bill:

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation.

Was taken up by unanimous consent, and was then read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Allen	Eddins	Lamberth	Robison
Boutwell	Engelhardt	Leonard	Shelton
Bradford	Flowers	Metcalf	Skidmore
Calvin	Goodwin	Moses	Tate
Cantrell	Grisham	Newton	Yarbrough (Autaux)
Cooper	Hall	Reeves	Yarbrough (Randolph)
Davis (Lowndes)	James		—29

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 973. To regulate further the power and authority of cities having a population of not less than 100,000 nor more than 125,000, according to the last or any subsequent federal decennial census, to levy or impose privilege license taxes.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1023. To fix the time for opening and closing the polls at certain elections held in counties which now have or which may hereafter have a population in excess of 500,000 according to the last or any subsequent federal decennial census.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 935. To require the Board of Revenue of Montgomery County, Alabama, to elect a County Road Engineer, which person must have had at least three years of practical experience in road building and must be a graduate in civil engineering of a recognized institute of technology or other institute or engineering school of collegiate rank, and must be a registered, licensed, qualified professional engineer under Title 46, Chapter 7, 1940 Code of Alabama, as amended, and to prescribe his duties and authority.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 966. To levy additional privilege license and excise taxes for purposes of public school construction within Lawrence County, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations of the Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 973. To regulate further the power and authority of cities having a population of not less than 100,000 nor more than 125,000, according to the last or any subsequent federal decennial census, to levy or impose privilege license taxes.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 121. To amend Section 11 of an act heretofore adopted by the Alabama State Legislature for 1956, which such act is numbered 107 and was approved by the Governor of Alabama on the 14th day of February, 1956 so that the period at the end of said Section 11 shall be

changed to a semicolon and following such semicolon the following words and figures shall be added to said Section 11: 'Provided that the word 'consecutive' years, as the same is herein referred to shall not be construed to prevent a regular employee of the City of Prichard who is otherwise qualified from obtaining credit for consecutive years of service by reason of any leave of absence or other temporary non employment as an employee of the City, if such leave of absence or other non employment shall be approved by the City Council of the City of Prichard.

Also:

H. 228. To regulate further the office of solicitor of the Seventeenth Judicial Circuit of Alabama; creating a solicitor's fund for each county composing the circuit, and providing for the expenditure and use thereof.

Also:

H. 495. To amend further Section 94, Title 51, Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of boards of equalization, by establishing an additional classification therein.

Also:

H. 593. To provide for the payment of the costs of operation and maintenance, and for the payment of outstanding indebtedness, of toll tunnels or bridges which have been designated as a part of the Interstate Highway System; and to provide that after the payment of such outstanding indebtedness such toll facilities must be operated as free facilities.

Also:

H. 596. To regulate further costs and charges of courts in Mobile County, prohibiting any court in Mobile County from taxing as costs in any proceeding held therein any mileage fee or other such travel allowance provided sheriffs under general law for personal service of a summons or other process.

Also:

H. 705. To amend Sections 2 and 3 of Act No. 344, S. 10, approved August 1, 1951 (Acts of Alabama, 1951, Vol. I, p. 632), entitled "An Act to provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 225,000 nor more than 400,000 inhabitants according to the last or any succeeding Federal Census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provision of this Act."

Also:

H. 706. To amend Section 62 of Title 51, Code of Alabama, (1940), which relates to the condensed statements of all assessments required to be entered by tax assessors in assessment books, or in lists arranged alphabetically and bound, by exempting the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, from the requirement of computing and entering opposite the name of each taxpayer the aggregate amount of state, county and special taxes with which such taxpayer is charged.

Also:

H. 707. To authorize the tax assessor in counties having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, to use a type of paper commonly known as "onion skin" in the preparation of records required to be prepared by the tax assessor in performing the official duties of his office.

Also:

H. 746. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is Twenty Dollars (\$20) or more; repealing conflicting laws:

Also:

H. 790. Relating to Lee County: To abolish the office of County Solicitor and Deputy Circuit Solicitor for such County, and to require the Circuit Solicitor of the Thirty-third Judicial Circuit to represent the State of Alabama and Lee County in all proceedings in which the County Solicitor or Deputy Circuit Solicitor were formerly required by law to represent the State or the county.

Also:

H. 826. To amend Act No. 4, H. 62, Second Special Session of 1956, approved March 16, 1956.

Also:

H. 841. To extend, alter and re-arrange the boundary lines and corporate limits of the City of Foley, Baldwin County, Alabama.

Also:

H. 858. To amend Sections 2, 3, 4, and 5 of Act No. 31 adopted at the Second Special Session of the Legislature of Alabama of 1956, which act is applicable to any county having a population of not less than 225,000 nor more than 525,000 inhabitants according to the last or any subsequent federal census and requires the installation in each such county of an improved system of indexing and recording documents affecting the title to property and recorded in the office of the Judge of Probate of such county, and which act provides for a special recording fee in each such county for financing said system by the issuance of warrants of such county, so as to provide for the microphotographing of instruments recorded as a part of said improved system; so as to eliminate the provisions in said Act No. 31 requiring the recording on a geographical basis of instruments affecting the title to real property and the installation of maps to facilitate such recording; so as to permit the governing body of the county to provide for the recording and indexing as a part of said improved system of instruments and records in addition to those specified in said Act No. 31; and so as to provide further details with respect to the said improved system, its installation and maintenance, and the duties of the Judge of Probate with respect thereto.

Also:

H. 896. To alter or re-arrange the Boundary lines of the Town of Goodwater, Coosa County, Alabama so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Coosa County, Alabama.

Also:

H. 901. To alter, re-arrange and extend the boundaries of the municipality of Avon in Houston County.

Also:

H. 902. Relating to Counties having a population of 500,000 or more inhabitants according to the last or any subsequent Federal Census; to prohibit the depositing of trash, refuse, garbage, glass, or other sharp cutting substances or rubbish of any kind whatsoever in or upon any public park, roadway or right of way of any public street, avenue or highway, or upon or along any private road without owners consent, and to require the prompt removal of all dead animals from any public park, highway or right of way by the owner or owners thereof and to provide that the violation of this Act shall constitute a misdemeanor and to provide for the enforcement of this Act and the penalties for violation thereof.

Also:

H. 903. To authorize each county in this state having a population of 400,000 or more, according to the last or any succeeding federal census, to sell and issue from time to time not exceeding \$1,500,000 in principal amount of interest-bearing warrants for the purpose of acquiring, providing and constructing improvements, additions and modernizations to any one or more of the courthouses and other county public buildings therein; to provide that such warrants shall evidence **general obligation indebtedness of the county by which they are issued**; to require public sale of any such warrants; to require the pledge and use for payment of the principal of and the interest on such warrants of so much as may be necessary for such purpose of the proceeds of the special cigarette and smoking tobacco license taxes levied in each such county by Act No. 414, adopted at the 1947 Regular Session of the Legislature of Alabama, as amended, that are required by said act to be paid into the general treasury of such county; to specify the effect and priority of each such pledge; to require the use of certain surplus cigarette and smoking tobacco license tax proceeds for the redemption or purchase for retirement of such warrants; to authorize the refunding of any such warrants; to provide that such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that the provisions of this act shall control the provisions of any inconsistent law; and to provide that the issuance of any warrants and the interest coupons applicable thereto pursuant to the provisions of this act shall constitute the audit and allowance of claims against the county by which they are issued and against the proceeds of such tax proceeds pledged for such warrants and coupons.

Also:

H. 904. To provide for and fix the salaries of members of the commission or board of commissioners (including the president of such commission or board) of each city in the State of Alabama having a population of two hundred fifty thousand or more inhabitants according to the last or any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries; To provide that this act shall become effective on the first Monday of November, 1957.

Also:

H. 905. To fix the compensation or salary of the Sheriff of all counties having a population of Four Hundred Thousand (400,000) or more according to the last or subsequent Federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Also:

H. 906. To provide for the compensation to be paid the First Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama, appointed by the Solicitor, the Second Deputy Circuit Solicitor, appointed by the Solicitor, the Third Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama, appointed by the Solicitor, the fifth Deputy Circuit Solicitor, appointed by the Solicitor, the Sixth Deputy Circuit Solicitor, appointed by the Solicitor; the Deputy Circuit Solicitor appointed by the Solicitor to serve in the Jefferson County Court of Misdemeanors and the Deputy Circuit Solicitor appointed by the Solicitor to serve in the Juvenile and Domestic Relations Court, in counties having a population of four hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the effective date when said Act shall go into effect.

Also:

H. 907. To establish an Inferior Court for Jefferson County, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, the terms and salary of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries, and to provide that the Act shall go into effect on the First day of January 1959.

Also:

H. 908. To amend Section 3 of Act No. 564, entitled An Act to regulate the trials of Civil Cases in Jefferson County, approved September 9, 1949 (Acts of Alabama 1949, page 891).

Also:

H. 909. To change the name of the Municipal Court of Birmingham to the Court of Common Claims of Jefferson County, Alabama; and to fix the salary of the Judge of the said Court.

Also:

H. 911. To fix the compensation or salary of the Circuit Clerk of all counties having a population of Five Hundred Thousand (500,000) or more according to the last or any subsequent Federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Also:

H. 912. To provide for the compensation to be paid certain officers by counties having a population of 400,000 or more according to the last or any succeeding decennial federal census.

Also:

H. 914. To fix the salary of the Register of the Circuit Court of the Tenth Judicial Circuit of Alabama (Jefferson County) and to regulate the payment of the same.

Also:

H. 915. To fix the compensation or salary of the President and members of the County Commission, or other governing body, of all counties having a population of four hundred thousand (400,000) or more according to the last or any subsequent federal census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Also:

H. 918. To amend Section XII of the act approved July 6, 1945, the act which authorized the governing body of Madison County to impose an excise tax on gasoline (Act No. 370, H. 642, 1945 Local Acts 175); providing further for the use of the proceeds of such tax.

Also:

H. 919. To abolish the fine and forfeiture fund in the county treasury of Madison County; to provide for the payment of all fines and forfeitures collected into the general fund of said county; to provide for the payment of certain claims from the general fund of said county in lieu of the fine and forfeiture fund.

Also:

H. 924. To provide Judicial Officers of Mobile County; to designate them as Supernumerary Judges of the Court of General Sessions of Mobile County; to provide the conditions under which a Judge of the Court of General Sessions may become a Supernumerary Judge of the Court of General Sessions of Mobile County; to prescribe the qualifications, tenure in office, duties, powers, authority, and to fix the compensation of such supernumerary judges of the Court of General Sessions of Mobile County, and to provide for the method of removal from office of such supernumerary judges of the Court of General Sessions of Mobile County.

Also:

H. 926. Relating to cities having a population of not less than 125,000 nor more than 250,000, according to the last or any subsequent federal decennial census; fixing the compensation of the members of the city commission, council, or like governing body of any such city.

Also:

H. 929. To amend further Section 94 of Title 51 of the Code of Alabama (1940), as amended, which relates to the term of service and compensation of members of the several county boards of equalization.

Also:

H. 930. To provide for the compensation to be paid the Assistant Deputy Circuit Solicitor of the Tenth Judicial Circuit of Alabama by counties having a population of 500,000 or more according to the last or any succeeding decennial federal census.

Also:

H. 931. To fix the compensation or salary of the Deputy Circuit Clerk created under Title 13, Section 199, of the Code of Alabama 1940, for the division of the tenth judicial circuit described therein. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Also:

H. 932. To authorize the Sheriff of Jefferson County, Alabama to appoint an assistant to the Sheriff for the Bessemer Division of said County; to fix his compensation: the method of payment; term or tenure of office; the manner of his appointment; to abolish the office of Chief Deputy Sheriff in the Bessemer Division of Jefferson County, Alabama; to provide his duties and to otherwise provide for said office.

Also:

H. 933. To provide for and fix the salaries of members of the commission or board of commissioners (including the president of such commission or board) of each city in the State of Alabama having a population of not less than 28,000 nor more than 29,000 inhabitants according to the last Federal Census, or which shall hereafter have such population according to any succeeding federal census, and to fix the time and regulate the mode of payment of such salaries; To provide further, that in such municipalities which own and operate light and power systems, and municipal water systems, one or either of them, that the president of such commission shall be and act and be constituted as the supervisor thereof and shall be responsible for the planning, supervising and financing thereof; to fix his duties and to provide and fix the salaries, to fix the time and regulate the mode of payment thereof, to be paid the president of such commission for his services as such supervisor out of the funds of such municipal light and power system, and municipal water system, one or either of them; To provide that this Act shall become effective on the first Monday in October, 1958.

Also:

H. 939. To authorize the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, to pay pensions to certain former employees of the county.

Also:

H. 940. Relating to Shelby County; authorizing any bank situated within the county to open, establish, operate and maintain a branch bank, branch office, or other place of business at Wilsonville in said county.

Also:

H. 941. To alter, rearrange and extend the boundary lines of the City of Northport, in Tuscaloosa County, Alabama.

Also:

H. 942. To alter, rearrange and extend the boundary line of the City of Northport, in Tuscaloosa County, Alabama.

Also:

H. 946. Relating to Autauga County; to change the name of the armory located at Prattville in Autauga County to "Fort Harry M. Doster" in honor of the late Harry M. Doster, and to authorize and direct the Armory Commission and/or the State Military Department to so designate such armory.

Also:

H. 947. To amend Section 16 of an act approved September 23, 1947, the act establishing the Court of Common Pleas of Autauga County, Alabama (Act No. 445, H. 858, 1947 Local Acts 303).

Also:

H. 948. Relating to Bullock County; prohibiting the expenditure of any public funds of said county for the purpose of providing public assistance to or for any bastard child.

Also:

H. 952. Relating to Dallas County; to authorize the judge of probate to have certain chattel mortgage records microfilmed and thereafter to

destroy such records and to prescribe the force and effect of such micro-filmed records and prints made therefrom.

Also:

H. 953. Relating to Dallas County, to authorize and direct the Court of County Revenues or other county governing body to pay from county funds the premium which is required of the Chief Clerk of the Probate Office of Dallas County, Alabama.

Also:

H. 958. To Amend Section 5 of Act No. 248 of the Legislature of Alabama of 1945 (General Acts of 1945, pages 376-400), as amended by Act No. 345, approved August 15, 1947 (General Acts of the Legislature of Alabama of 1947, pages 222-229), as amended by Act No. 17, First Special Session of 1956, approved January 27, 1956 (General Acts of the Legislature of Alabama First Special Session of 1956, pages 32-37), as amended by Act No. 97 First Special Session of 1956, approved April 14, 1956, (General Acts of the Legislature of Alabama First Special Session of 1956, pages 414-419).

Also:

H. 961. To amend Section 799, Title 37, of the 1940 Code of Alabama.

Also:

H. 962. Relating to counties having a population of 500,000 or more, according to the last or any subsequent federal decennial census; providing further for the filling of vacancies which occur in certain public offices.

Also:

H. 963. To authorize, regulate and provide for the payment of supplemental benefits to certain beneficiaries of municipal employees' pension, relief or retirement systems in cities in this State having a population of three hundred thousand or more, according to the last or any subsequent federal decennial census.

Also:

H. 968. To alter or rearrange the boundary lines of the City of Boaz, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Marshall County, Alabama.

Also:

H. 971. To amend Section 2 of Act No. 843, General Acts of 1953, page 1135, entitled "An Act relating to the powers of municipalities: to authorize the governing body of any city or town to alienate municipal property which is not needed for public or municipal purposes," to provide that in counties having a population of not less than 225,000 and not more than 400,000 inhabitants, according to the last or any subsequent federal decennial census, the limitation of the term of such leases to a period of ninety-nine years shall not apply to any oil, gas or mineral lease made in accordance with such ordinance.

Also:

H. 976. Relating to Counties having a population of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; to amend Section 4 of Act No. 287, approved August 23, 1955, which regulates the business of

operating certain cemeteries within such Counties of not less than 94,000 nor more than 134,000 inhabitants according to the last or any subsequent decennial census of the United States; and provides for the original deposit of the sum of twenty-five thousand dollars in cash in the Endowment Care Fund.

Also:

H. 980. To authorize the payment from the county treasury of an expense allowance to the coroner in counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 994. Relating to Chilton County: To provide that fees and mileage for state witnesses appearing before the grand jury or testifying in criminal cases in the Circuit Court or the County Court or any Court successors to said Courts of Chilton County shall be payable out of the Fine and Forfeiture Fund of said County; to provide for the transfer of all state witnesses' fees collected by the Clerk of the Circuit Court or of the County Court of, or any Courts successors to said Courts of Chilton County to the Fine and Forfeiture Fund; to provide for the registration of witnesses' script hereafter issued and for the order of payment thereof.

Also:

H. 996. To amend Act No. 121, H. 448, approved June 23, 1949, which fixed the salary of the deputy solicitor of Coosa County.

Also:

H. 997. Relating to Coosa County; providing for the compensation of members of the county board of education.

Also:

H. 998. To alter, rearrange, and extend the boundaries of the City of Opp, Covington County, Alabama.

Also:

H. 999. To amend further Section 1 of Act No. 502, H. 916, approved September 30, 1947 (Local Acts of Alabama, 1947, p. 340), entitled "An Act To provide for compensation of members of the Board of County Commissioners of Crenshaw County out of the Gasoline Excise Tax Fund."

Also:

H. 1001. To change the method of compensating certain officers of DeKalb County: Fixing the salary of the judge of probate, sheriff, tax assessor, tax collector, register, and circuit clerk of DeKalb County, and providing for clerical assistance, office space, equipment and supplies necessary for the conduct of their offices.

Also:

H. 1009. To provide for payments out of the county treasury to supplement the salaries of supernumerary circuit judges in any judicial circuit now or hereafter composed of one county and having a population, according to the last or any succeeding Federal census, of not less than 125,000 and not more than 200,000.

Also:

H. 1013. To apply only in those counties having a population of not less than 94,000 and not more than 134,000 according to the latest or any subsequent Federal decennial census and to further provide for municipal tax assessments for property annexed to municipalities in such counties.

Also:

H. 1014. To alter, rearrange and extend the boundary lines of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Also:

H. 1018. To amend Section 361 of Title 17 of the Code of Alabama, 1940, as amended by Act No. 42 of the Second Special Session of the Legislature of Alabama of 1956 (Act No. 42 Special Session of 1956, page 336) approved March 23, 1956, which relates to "single shot ballots."

Also:

H. 1022. To amend Section 42 of Title 50 of the Code of Alabama of 1940.

Also:

H. 1024. To apply in and only in counties in Alabama having a population of 400,000 inhabitants or more, according to the last or any subsequent Federal census and to empower and authorize the county commission, board of revenue, or like governing body of all such counties to authorize and approve a monetary allowance not to exceed the sum of fifty dollars monthly to be made to the County Treasurer in such county for and on account of the use of an automobile owned or controlled by such County Treasurer in the event such automobile is used by such County Treasurer partially or entirely, in connection with the performance of his official duties as such County Treasurer.

Also:

H. 1028. Relating to Colbert County; to regulate the compensation of the deputies of the sheriff whose compensation is payable from the county treasury.

Also:

H. 1029. To authorize the court of county commissioners, board of revenue or like governing body of Lee County to purchase uniforms for the use of the uniformed personnel of the sheriff's department.

Also:

H. 1030. Relating to Limestone County; to provide an additional temporary clerk for the judge of probate, whose compensation will be paid from the county treasury.

Also:

H. 1033. To provide further for the compensation of the circuit judge in every circuit composed of only one county having only one circuit judge and a population of not less than fifty-three thousand nor more than sixty-three thousand inhabitants according to the last or any subsequent federal decennial census.

Also:

H. 1034. Relating to St. Clair County; providing further for the government of the county; abolishing the court of county commissioners, and creating a board of revenue in lieu thereof; providing for the selec-

tion of the members of the board of revenue, and prescribing their qualifications, terms, and compensation; providing for the organization and jurisdiction of the board of revenue, and the powers and duties of its individual members.

Also:

H. 1037. Relating to Henry County: To provide further for the distribution of fines and forfeitures in certain cases.

Also:

H. 1038. Relating to Montgomery County; changing the method of compensating the Register of the Circuit Court of said County, fixing his compensation, providing for his deputies and assistants and the operation of his office, and for the disposition of costs and fees collected by him.

Also:

H. 523. Proposing an amendment to the Constitution relating to the power of municipal corporations in Walker County, Alabama to levy or impose license taxes.

Also:

H. 1002. To propose an amendment to the Constitution of Alabama relating to the costs and charges of courts in DeKalb County and the compensation of certain officers of DeKalb County.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Eddins:

S. 549. Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith.

Committee on Insurance.

By Mr. Van Antwerp:

S. 550. To provide for civil defense upon the occurrence of disasters or emergencies: Creating and establishing within the executive branch of the State Government a department of Civil Defense and authorizing the creation of local organizations for civil defense in the political subdivisions of the State; conferring upon the Governor and upon executive heads of governing bodies of political subdivisions emergency powers with respect to civil defense; providing for the rendering of mutual aid among political subdivisions, and with other States, and with the Federal Government; authorizing the establishment of such organizations and the taking of such steps as are necessary and appropriate to carry out the provisions of this Act; imposing penalties for violations of the Act or any rule, order, or regulation made pursuant to the Act; and making an appropriation.

Committee on Judiciary.

By Mr. Van Antwerp:

S. 551. Relating to state hospitals for the insane; amending Chapter 5, Title 45, Code of Alabama (1940).

Committee on Public Health.

MOTION TO RECESS LOST

At 12:10 P. M., Mr. Newton moved that the Senate take a recess until 2:15 this afternoon, which motion was lost.

Yeas 10; Nays 24.

Yeas:

Messrs.:	Davis (Pickens)	Hall	Tate
Calvin	Eddins	Jones	Van Antwerp
Cooper	Engelhardt	Newton	—10

Nays:

Messrs.:	Flowers	Little	Shelton
Allen	Goodwin	Metcalf	Skidmore
Boutwell	Grisham	Moses	Smith
Bradford	James	Reeves	Vann
Cantrell	Lamberth	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Leonard	Robison	Yarbrough (Randolph)
Dyar			—24

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dawkins:

H. J. R. 105. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that when the two Houses adjourn today, they adjourn to meet again on Friday, September 6, 1957.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

Mr. Robison offered the following substitute for the resolution, H. J. R. 105, which said resolution is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR H. J. R. 105

By Mr. Robison:

Be it resolved by the House, the Senate concurring, that when the two houses adjourn today, they adjourn to meet again on Tuesday, September 3, 1957.

Mr. Bradford moved that the substitute for the resolution be laid on the table, which motion was lost.

Yeas 11; Nays 21.

Yeas:

Messrs.:	Flowers	Leonard	Skidmore
Allen	Grisham	Metcalf	Vann
Bradford	Lamberth	Roberts	Yarbrough (Randolph)
			—11

Nays:

Messrs.:	Dyar	James	Robison
Boutwell	Eddins	Jones	Shelton
Calvin	Engelhardt	Moses	Smith
Cooper	Givhan	Newton	Tate
Davis (Lowndes)	Goodwin	Reeves	Yarbrough (Autauga)
Davis (Pickens)	Hall		—21

The question recurred on the substitute offered by Mr. Robison for the resolution, H. J. R. 105, and said substitute was adopted.

And the resolution, H. J. R. 105, as thus amended by the substitute, was then concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 396. To preserve domestic tranquility, and good order and efficiency in public educational institutions, and to avoid disorder and potential violence within the State by providing for the closing of public schools under certain conditions; to provide assistance for certain children for whom proper public school facilities are not available, and to provide for the transfer or reassignment of teachers and other employees of closed public schools.

Also:

S. 41. To amend further Section 362, Title 52, Code of Alabama (1940), as amended, which defines certain words and phrases used in connection with the provisions of law regulating Teachers' Retirement System of Alabama.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 215. To amend Section 40 of Title 36, Code of Alabama (1940), as amended which relates to lighting equipment required on motor vehicles.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 166. To create a Board to be known as the State Board of Registration for Foresters; to provide for the qualification of members of said Board; to provide for the appointment of the members of said Board; to provide for their terms of office; to provide for the organization of said Board; to provide for the powers and duties of said Board; to provide for the registration of Foresters; to provide for the recording

of licenses; to provide for the definition of the practice of Forestry; to provide for the revocation of licenses; to provide for fees for the issuance and recording of such licenses; to provide for reciprocity; to create a special fund to be known as the "Professional Foresters Fund", and to regulate expenditures therefrom; to repeal all laws in conflict with this Act; and to make an appropriation.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 23. To make an appropriation for the support and maintenance of the Alabama Vocational School for Girls.

Also:

S. 124. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing the issuance of not exceeding \$3,000,000 principal amount of general obligation bonds of the State of Alabama for building construction and improvement purposes at the Alabama Institute for Deaf and Blind at Talladega, Alabama.

Also:

S. 137. To authorize the sale and issuance of not exceeding \$3,000,000 principal amount of general obligation bonds of the State of Alabama for the purpose of acquiring sites for and constructing, reconstructing, altering, improving and equipping building facilities, including renewal and replacement of structural parts, at the Alabama Institute for Deaf and Blind; to pledge the full faith and credit of the state for payment of the principal of and interest on said bonds; to appropriate and pledge, as additional security therefor, so much as may be necessary of those portions of the state sales tax and the state use tax required by law to be paid into the Alabama Special Educational Trust Fund; to create a bond commission with authority to specify the details of and to make provisions for the sale of and to sell said bonds; and to make provision for the terms, execution, and issuance of said bonds and the use of the proceeds thereof.

Also:

S. 24. To make an appropriation for the support and maintenance of the Southern Industrial Institute.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MOTION TO RECESS LOST

At 12:40 P. M., Mr. Calvin moved that the Senate take a recess until 2 o'clock this afternoon, which motion was lost.

Yeas 14; Nays 18.

Yeas:

Messrs.:
Calvin
Cooper
Davis (Lowndes)

Davis (Pickens)
Eddins
Engelhardt
Givhan

Hall
Jones
Newton
Reeves

Smith
Tate
Yarbrough (Autauga)

—14

Nays:

Messrs.:	Flowers	Leonard	Shelton
Allen	Goodwin	Metcalf	Skidmore
Boutwell	Grisham	Moses	Vann
Bradford	James	Roberts	Yarbrough (Randolph)
Dyar	Lamberth	Robison	—18

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 399. Relating to Madison County; changing the method of compensating the judge of probate; placing such officer on a salary; and providing for his assistants, and the office equipment, supplies, services, and materials necessary for the conduct of his office.

Also:

S. 411. Authorizing counties having a population of not less than 65,000 nor more than 75,000, according to the last or any subsequent federal decennial census, and the municipalities within such counties, either singly or jointly, to create Airport Authority Boards; providing for the selection of the members of such boards, and prescribing their qualifications, terms, and compensation; and providing for the organization, jurisdiction, powers, and duties of such boards.

Also:

S. 353. To amend Section 122, as amended, Title 51, Code of Alabama, 1940:

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 95. To amend further Section 661 of Title 2, Code of Alabama 1940, which relates to the creation of soil conservation districts, to provide for the disannexing of territory from existing districts so as to form new districts with boundaries co-extensive with county boundaries.

Also:

S. 96. To provide for the creation of watershed conservancy districts for the purpose of developing and executing plans and programs relating to the conservation of water, water usage, flood prevention, flood control, prevention of erosion, and control of erosion, floodwater, and sediment damages; to prescribe the powers, duties, and authority of a board of directors of any such district, and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members and employees thereof; to prescribe the powers, duties, and authority of the board of supervisors of any soil conservation district in the creation and dissolution of a watershed conservancy district, in supervising and directing the activities and operations of the board of directors in any such watershed conservancy district, and in otherwise carrying out the purposes of the Act; to authorize the board of directors of a watershed conservancy district to acquire property, or interests

therein, by purchase, donation, condemnation, or otherwise, and to sell, lease, or otherwise dispose of such property, or interests therein, in carrying out the provisions of the Act; to provide that the board of directors may make and execute contracts and other instruments in carrying out the purposes of the Act, and to sue and be sued in the name of the district; to authorize the board of directors to construct, improve, operate, and maintain such structures and improvements as may be necessary in carrying out the purposes of the Act, and to borrow money and issue bonds for the purpose of acquiring rights of way and constructing, reconstructing, repairing, enlarging, operating, and maintaining such structures or improvements; exempting property acquired by any such district from all state, county, or municipal taxes; and to provide for withdrawals from, and dissolution of, any watershed conservancy district created under the provisions of the Act.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 402. To provide that in each county of the State of Alabama having 500,000 or more population according to the last or any subsequent Federal census in equity suits the depositions of witnesses or parties upon oral examination for discovery or for use as evidence may be taken as provided in Act No. 375 of the Legislature of Alabama of 1955, approved September 8, 1955 (Acts of Alabama of 1955, page 901 et seq.); to provide that in each such county in equity suits the scope of the examination, the use of such depositions, the effect of using such depositions, the method of compelling the attendance of the persons sought to be examined and the penalties for the failure of such person to appear for such examination, shall be the same as provided for by said Act No. 375 of the Legislature of Alabama of 1955; to provide that the provisions of this Act shall apply to future suits and pending suits in any such county and also to depositions heretofore taken in pending suits, provided the party or parties taking such depositions in taking the same proceeded under said Act No. 375 of the Legislature of Alabama of 1955; and to provide that the provisions of any law or rule of court in conflict with the provisions of this Act shall be repealed to the extent of such conflict.

Also:

S. 403. To amend Section 315 of Title 62, Code of Alabama 1940.

Also:

S. 401. To regulate further the compensation of the deputy circuit solicitor of the Tenth Judicial Circuit who is elected by the people of said circuit.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Dawkins, Hall, Nolen and Goodwyn:

H. 1093. Providing further for the election of the members of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Hain, Hardy and Gilmer:

H. 1101. To provide expense allowance to circuit solicitors in judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Also:

By Messrs. Hain, Hardy and Gilmer:

H. 1102. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 1093 and 1101—To the Committee on Local Legislation

H. B. 1102—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Lee (Barbour), Oden, Gilmer, Pruitt, Boyd, Mathison, Hall, Brannan, Goodwyn, Thomas, Steagall, Hain, Ramey, Martin, Brown (Lamar), Dement, Stembridge and Nolen:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

Also:

By Mr. Adams (Jefferson):

H. 964. To provide for the salary of the governor.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 446 and 964—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. Oden:

H. 359. To further amend Sections 57, 58, 59 and 60 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 359—To the Committee on Agriculture

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. deGraffenried and Callahan:

H. 1086. Relating to counties having a population of not less than 94,000 nor more than 135,000, according to the last or any subsequent federal decennial census; providing further for extending the corporate limits and boundaries of incorporated municipalities in such counties.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1086—To the Committee on Local Legislation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. Harrison, Brewer, Gilchrist, Johnson (Elmore), Callahan, deGraffenried, Boyd, Kendall, Summerlin, McNider, and Roberts:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 489—To the Committee on Public Health

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. deGraffenried:

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 280—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. deGraffenried, Callahan, Ashworth, Hawkins, Ramey, Branyon, Martin, Brown (Lamar), Oden, Harrison, Gist, Speaks, Dement, Selman, Broadfoot, Huddleston, Fite, Goodwyn, Adams (Tallapoosa), Hanby, Pirkle, Johnson (Tallapoosa), Hodges, Merrill, Albea, Lee (Barbour), Hall, Ward, Brown (Lee), McLendon, Rodgers, Stembridge, Gilchrist, Hain, Gilmer, McClendon, Hunt, Jenkins, Cox, Locke (Perry), DeSear, Harvey, Windle, Brewer, Perry and Nice:

H. 1087. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

Also:

By Messrs. deGraffenried, Callahan, Ashworth, Hawkins, Ramey, Branyon, Martin, Brown (Lamar), Oden, Harrison, Gist, Speaks, Dement, Selman, Huddleston, Broadfoot, Fite, Goodwyn, Adams (Tallapoosa), Hanby, Pirkle, Johnson (Tallapoosa), Hodges, Merrill, Albea, Lee (Barbour), Hall, Ward, Brown (Lee), McLendon, Rodgers, Stembridge, Gilchrist, Hain, Gilmer, McClendon, Hunt, Jenkins, Cox, Locke (Perry), DeSear, Harvey, Windle, Brewer, Perry and Nice:

H. 1088. To amend Section 4 of Act No. 85 adopted at the 1955 Regular Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legis-

lature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 1087—To the Committee on Constitution and Constitutional Revision and Amendments

H. B. 1088—To the Committee on Finance and Taxation

(The above numbered bill, H. B. 1087, was read at length as required by the Constitution.)

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. Cox (with notice and proof):

H. 1136. To alter or re-arrange the boundary lines of the city of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

PROPOSED BILL

Notice and publication of proposed bill:

Notice is hereby given by the Board of Commissioners of the City of Guntersville, Alabama, that Representative Garnett Cox and Senator Smith Dyar will be requested to introduce and seek the passage of the following bill in the Legislature of Alabama to alter or re-arrange the boundary lines of the City of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

Board of Commissioners City of Guntersville,

Act No. H. Cox (Marshall)

AN ACT

To alter or re-arrange the boundary lines of the city of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the City of Guntersville, Marshall County, Alabama, be and the same are altered or rearranged so as to include within the corporate limits of said City all territory now within such corporate limits, and also certain other territory in Marshall County, Alabama, more particularly described as being all of the territory lying

within the County of Marshall, State of Alabama, included and embraced within the boundaries herein set out, to-wit:

Section 1; Section 12; the Northwest one-fourth and the North one-half of the Northeast one-fourth of Section 13; All of Section 14 except the Southeast one-fourth of the Southeast one-fourth and also except the West one-half of the Southeast one-fourth; the Northwest one-fourth of Section 23; Section 22; the North one-half of Section 27; the Southwest one-fourth of the Northwest one-fourth, the Southwest one-fourth and the Northwest one-fourth of the Southeast one-fourth of Section 26; the North one-half of Section 28 and all of the South one-half of Section 28 which lies West of the TVA property line on the East side of Big Spring Creek; Section 29; Section 30; Section 20; and Section 21. All of the above described lands are situated, lying and being in Township 8 South Range 3 East. Also the following described lands situated, lying and being in Township 8 South, Range 4 East, to-wit: the South one-half of Section 7 and the Northwest one-fourth of the Northwest one-fourth of Section 18.

Section 2. That the boundaries set out in Section One (1) of this Act, be, and the same are hereby established as the corporate limits of said City of Guntersville, Marshall County, Alabama, and all territory included and embraced within said boundaries shall hereafter be and constitute a part of the City of Guntersville, Marshall County, Alabama.

Section 3. That all laws and parts of laws both general, special, and local, in conflict with this Act be, and the same are hereby repealed.

Section 4. That this act shall go into effect immediately upon its approval by the Governor or otherwise becoming a law.

W-4c-8-21

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Advertiser-Glean, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 31, August 7, August 14, and August 21, all in the year 1957.

PORTER HARVEY.

Sworn to and subscribed before me August 21, 1957.

ALICE WELLS HARVEY,
Notary Public.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1136—To the Committee on Local Legislation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. Goodwyn:

H. 483. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 483—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Gregory:

H. 1019. Relating to Blount County: Abolishing the county board of education and creating in lieu thereof the Blount County Commission on Education; providing for the election of the members of the commission, fixing their terms, qualifications, and compensation, and prescribing their powers and duties.

With notice and proof thereto attached and herewith exhibited as follows:

PROPOSED LEGISLATION

STATE OF ALABAMA
COUNTY OF BLOUNT

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Blount County: Abolishing the county board of education and creating in lieu thereof the Blount County Commission on Education; providing for the election of the members of the commission, fixing their terms, qualifications, and compensation, and prescribing their powers and duties.

Be It Enacted by the Legislature of Alabama:

Section 1. The county board of education of Blount County is abolished, and there is created and established in lieu thereof the Blount

County Commission on Education, which shall be composed of five members, as hereinafter provided.

Section 2. The first members of the Blount County Commission on Education are hereby named and designated as follows: Marvin Cox shall be member number one, Frank Carter shall be member number two, E. A. Wright shall be member number three, W. H. Ashley shall be member number four, and H. C. Blackwood shall be member number five. The members of the commission hereinabove named and designated shall each qualify and assume their duties hereunder immediately upon the taking effect of this Act, and such members shall hold office until their successors are elected and qualified as provided in this Act. It is provided, however, that if any person so named and designated fails to qualify and assume his duties of office within ten days after the effective date of this Act, the Governor shall appoint a qualified person to serve as a member of the commission in lieu of the named person who so failed to qualify. The judge of probate of Blount County shall notify the Governor in the event that any such named person fails to qualify within ten days after the effective date of this Act.

Section 3. The places on the commission shall be designated by numbers, and each person seeking election to one of such places shall designate the place for which he is a candidate, and it shall be so designated on the ballots. All members of the commission must be qualified electors of Blount County; but member number one must be a resident of commissioners' district number one, member number two must be a resident of commissioners' district number two, member number three must be a resident of commissioner's district number three, and member number four must be a resident of commissioners' district number four, as such districts are now constituted within the county, and no person other than a resident and qualified elector of any such district shall be qualified to represent such district on the commission. Member number five may reside anywhere within the county. All members of the commission shall be elected by the qualified electors of the entire county.

Section 4. Members number two and four shall be elected at the general election to be held in 1958, and shall serve for a term of two years from the first Monday after the second Tuesday in January next after their election, and until their successors are elected and qualified. Successors to members number two and four, so elected, shall be elected at the general election to be held in 1960, and every four years thereafter, and shall serve for a term of four years from the first Monday after the second Tuesday in January next after their election, and until their successors are elected and qualified. Members number one, three, and five shall be elected at the general election to be held in 1958, and every four years thereafter, and shall serve for a term of four years from the first Monday after the second Tuesday in January next after their election, and until their successors are elected and qualified.

Section 5. The Blount County Commission on Education shall administer the school laws of the State and county, and shall exercise general powers of administration and supervision over the public schools and the public system of the county. The commission shall determine the educational policy of the county, and shall prescribe rules and regulations for the conduct and management of the county schools. All the powers, rights, privileges, prerogatives, jurisdiction, and duties vested in or imposed on county boards of education by the general laws of the State are hereby vested in or imposed on the Blount County Commission on Education. Member number five shall serve as chairman of the commission, and three members thereof shall constitute a quorum for the transaction of business. Before entering upon the discharge of their duties, members of the Blount County Commission on Education shall qualify by taking and subscribing to the oath of office required by law of members of county boards of education, and the certificate whereof shall be filed in the office of the judge of probate of the county.

Section 6. The members of the Blount County Commission on Education may be removed from office in the same manner as members of county boards of education shall fill such vacancy, in the membership of the commission shall be filled by a majority of the remaining members, and the appointee shall hold office for the unexpired term. In the event the vacancy is not filled by the remaining members of the commission within thirty days, the state superintendent of education shall fill such vacancy, by appointment. The county superintendent of education of Blount County shall notify the state superintendent of education when a vacancy in the membership of the commission has not been filled within thirty days.

Section 7. The members of the Blount County Commission on Education shall receive from the public school funds of the county ten dollars (\$10) per day for attending commission meetings, and actual traveling and hotel expenses incurred. They shall not, however, be allowed pay or expense for more than twenty-four (24) days in any one year.

Section 8. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. All laws or parts of laws which conflict with this Act are repealed.

Section 10. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

LOWELL GREGORY,
Rep. Blount County,

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF BLOUNT

Before me, the undersigned authority in and for said County in said State, this day personally appeared Rice M. Howard, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was editor of the SOUTHERN DEMOCRAT, a newspaper of general circulation published in Blount County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, August 1, and August 8, all in the year 1957.

RICE M. HOWARD.

Sworn to and subscribed before me August 8, 1957.

MOLLY RYAN,
Notary Public.

Also:

By Mr. Huddleston:

H. 1042. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Sheffield in Colbert County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the City of Sheffield in Colbert County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines and corporate limits of the City of Sheffield in Colbert County are hereby altered, rearranged, and extended so as to include within the corporate limits of said city, in addition to the territory included within the present corporate limits, the following described land contiguous thereto:

A tract of land in West $\frac{1}{2}$ of Section 6, Township 4, South, Range 11 West, described as follows: Begin at southwest corner of said section; thence north $0^{\circ} 39'$ west along the west line of said section a distance of 3,942 feet, more or less, to the 418 foot contour on the south shore of Pickwick Landing Lake; thence with the said 418 foot contour as it meanders in an easterly direction a distance of 3,400 feet, more or less, to a point in the east line of N.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of said section; thence south $0^{\circ} 44'$ east along the east line of west $\frac{1}{2}$ of said section a distance of 4,556 feet, more or less, to southeast corner of S.W. $\frac{1}{4}$ of said section; thence north $87^{\circ} 51'$ west along the south line of said section a distance of 2,634 feet, more or less, to the point of beginning.

Section 2. That this act shall go into effect immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Juy 12-19-26, Aug. 2c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the STANDARD & TIMES, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12th, July 19th, July 26th, and August 2nd, all in the year 1957.

LOUIS A. ECKL.

Sworn to and subscribed before me this August 2nd., 1957.

L. H. BAKER,
Notary Public.

My commission expires July 25, 1959.

Also:

By Mr. Huddleston:

H. 1043. Relating to Colbert County; changing the method of compensating certain officers of the county; placing such officers on a salary basis; and providing for their assistants and for the operation of their offices.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF COLBERT

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Colbert County; changing the method of compensating certain officers of the county; placing such officers on a salary basis; and providing for their assistants and for the operation of their offices.

Be It Enacted by the Legislature of Alabama:

Section 1. The judge of probate of Colbert County shall be entitled to receive an annual salary of nine thousand dollars (\$9,000), which shall be paid monthly from the county treasury. Such salary shall be in lieu of all fees, commissions, percentages or allowances provided under the general law, and shall be his entire compensation for the performance of his duties. The probate judge shall also be allowed to employ a chief clerk at a salary of three hundred dollars (\$300) per month, one clerk at a salary of two hundred sixty dollars (\$260) per month, and two other clerks, each of whom shall be paid a salary of two hundred twenty dollars (\$220) per month. The salaries of all clerks of the judge of probate shall be paid from the county treasury on warrants drawn in the manner prescribed by law. In addition to his regular clerks, the probate judge may be authorized by the board of revenue, court of county commissioners, or like governing body of Colbert County to employ temporary clerks, but the total amount of their compensation shall not exceed one thousand and fifty dollars (\$1,050) per annum.

Section 2. The sheriff of Colbert County shall be entitled to receive an annual salary of eight thousand four hundred dollars (\$8,400), payable monthly from the county treasury. Such salary shall be in lieu of the fees, commissions, percentages and allowances provided sheriffs under the general law, and shall be the entire compensation of the sheriff of Colbert County for the performance of his duties. The sheriff of Colbert County shall be allowed one chief deputy, whose salary shall be four hundred dollars (\$400) per month, three deputies whose salaries shall be three hundred fifty dollars (\$350) per month, and one clerk whose salary shall be two hundred twenty-five dollars (\$225) per month. The compensation of the chief deputy and of the other deputies and the clerk shall be payable from the county treasury on warrants drawn in the manner prescribed by law.

Section 3. The tax assessor of Colbert County shall be entitled to receive an annual salary of seven thousand two hundred dollars (\$7,200), payable monthly from the county treasury. Such salary shall be in lieu of the fees, commissions, percentages and allowances provided tax assessors by the general law, and shall be the entire compensation of the tax assessor for the performance of his duties. The tax assessor shall be allowed to employ one clerk at a monthly salary of two hundred sixty dollars (\$260), and an additional clerk at a monthly salary of one hundred eighty-five dollars (\$185). The salaries of such clerks shall be payable from the county treasury on warrants drawn in the manner prescribed by law. In addition to such regular clerks, the tax assessor may be allowed to employ a temporary clerk or clerks by the board of revenue, court of county commissioners, or like governing body of Colbert County, but the total compensation of such temporary clerk or clerks shall not exceed four hundred fifty dollars (\$450) per annum.

Section 4. The tax collector of Colbert County shall be entitled to an annual salary of seven thousand two hundred dollars (\$7,200). Such salary shall be payable monthly from the county treasury, shall be in lieu of the fees, commissions, percentages and allowances provided tax collectors by the general law, and shall be the entire compensation of the tax collector for the performance of his duties. The tax collector shall be allowed to employ one clerk at a monthly salary of two hundred sixty dollars (\$260). The clerk's salary shall be payable from the county treasury on warrants drawn in the manner prescribed by law. In addition to the regular clerk employed by the tax collector, the court of county commissioners, board of revenue, or like governing body of the county may authorize him to employ a temporary clerk or clerks whose compensation shall be payable from the county treasury, but the total amount thereof shall not exceed seven hundred fifty dollars (\$750) per annum.

Section 5. The clerk of the circuit court of Colbert County shall be paid an annual salary of seven thousand two hundred dollars (\$7,200), payable monthly from the county treasury. Such salary shall be in lieu of all fees, commissions, percentages and allowances provided circuit clerks under the general law, and shall be the entire compensation of the clerk of the circuit court of Colbert County for the performance of his duties. Such clerk shall be authorized to employ one clerk at a monthly salary of two hundred thirty-five dollars (\$235), and one clerk at a monthly salary of two hundred dollars (\$200). The compensation of such clerks shall be payable from the county treasury on warrants drawn in the manner prescribed by law. In addition to his regular clerks, the circuit clerk may employ a temporary clerk or clerks, subject to the approval of the court of county commissioners, board of revenue or like governing body of Colbert County, but his or their total compensation shall not exceed seven hundred dollars (\$700) per annum.

Section 6. The register of the circuit court of Colbert County shall be paid an annual salary of four thousand eight hundred dollars (\$4,800), payable monthly from the county treasury. Such salary shall be in lieu of all fees, commissions, percentages and allowances provided for registers of the circuit court under the general law, and shall be his entire compensation for the performance of his duties.

Section 7. The court of county commissioners, board of revenue or like governing body of Colbert County shall provide the judge of probate, sheriff, tax assessor, tax collector, circuit clerk, and register of the circuit court with the books, furniture, furnishings, equipment, supplies, postage, services, and other office conveniences necessary for the proper and efficient conduct of the affairs of their offices. The sheriff shall also be provided with automobiles and automotive equipment of his own choosing.

Section 8. All fees, commissions, percentages, allowances, charges and costs heretofore collected for the use of any of the officers named in this Act shall be collected for the use of Colbert County, and shall be paid into the county treasury. The claims of the officers named in this Act and their deputies and assistants for services performed by them which are payable from the county treasury shall be preferred claims against the county and shall be given the same priority as compensation of the members of the court of county commissioners, board of revenue, or like county governing body.

Section 9. Temporary clerks or assistants may be allowed any of the officers named in this Act from time to time as deemed necessary by the court of county commissioners, board of revenue or like county governing body, and their compensation shall be payable from the county treasury. Each officer named in this Act shall appoint his own clerks and assistants and they shall not be selected by the court of county commissioners, board of revenue, or like county governing body.

Section 10. All laws or parts of laws which conflict with this Act are repealed.

Section 11. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 12. This Act shall become effective as to each officer named herein upon the adoption of an amendment to the Constitution of Alabama authorizing the Legislature to fix, alter, and regulate the fees, commissions, percentages, allowances or salaries of the officers of Colbert County, provided said amendment is adopted, at the expiration of the term of the incumbents of such offices.

July 12, 19, 26, Aug. 2c

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Louis A. Eckl, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the STANDARD & TIMES, a newspaper of general circulation published in Colbert County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12th, July 19th, July 26th, and August 2nd, all in the year 1957.

LOUIS A. ECKL.

Sworn to and subscribed before me This August 2nd., 1957.

L. H. BAKER,
Notary Public.

My commission expires July 25, 1959.

Also:

By Mr. Davis:

H. 1044. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board; and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CULLMAN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created a Cullman County Hospital Administration Board, to operate and supervise the hospital owned jointly by the County of Cullman, Alabama and the City of Cullman, Alabama, said board to be composed of five members, but all members shall be qualified electors of Cullman County, and shall serve such terms, until their successors are appointed and qualified, or otherwise.

Section 2. The said hospital board is hereby authorized and empowered to equip, maintain, supervise, and operate the hospital owned jointly by the County of Cullman, 60%, and the City of Cullman, 40%; said hospital to be maintained for the receipt of the sick, wounded, and infirm, and of people in need of hospital treatment, and to make such rules and regulations as are necessary for the operation of said hospital; however no person shall be denied hospital care, if a citizen of Cullman County, regardless of their ability to pay. No person shall be denied emergency treatment.

Section 3. Said Cullman Hospital shall be operated mainly as a charitable institution, inasfar and in relation to gain or profit, but may admit patients who are able to pay, and fix and collect a reasonable charge therefor. The said Cullman Hospital shall and must operate efficiently, but must reduce daily rates charged the general public, if the net earnings exceed \$2,500.00 per month, in any three months of any calendar year. The net earnings must be based on actual operating costs, without regard to depreciation, as the term is used in general business operations. No reserves, or funds of any kind may be set up and accumulated, to exceed \$2,500.00 per month.

Section 4. That indigent patients needing hospitalization shall be admitted to said hospital only upon the certificate issued by the county governing body of Cullman County, or the city governing body of the City of Cullman, with the further provisions that such fees as may be fixed by the hospital board for indigent patients shall be paid by the governing body of the City of Cullman, or County of Cullman, as such certificate may be issued by either of the above governing bodies, and the said city or county shall be required to pay hospital fees for such patients as may be the obligation of either the city or county, but either governing body shall not be required to pay said obligations, unless they have issued certificate authorizing such expenditure.

Section 5. That said hospital board shall employ a suitable person to serve as hospital superintendent, who may be removed or discharged by the board with or without cause; that the said superintendent shall keep or cause to be kept, a record of all transactions of said hospital, that he shall maintain an office in said hospital and shall perform such duties as are required by the said hospital board, and shall have such authority as may be delegated to him by the said hospital board; that said superintendent shall be paid such salary as the hospital board shall fix and shall be required to post such bond as may be required by the hospital board; that said superintendent shall have general authority over the operation of the hospital referred to in this Act, with the authority to employ all persons needed in the conduct of said hospital and fix their compensation; that he shall make all purchases of supplies of whatever kind of

which may be needed in the conduct of the hospital and to make payment therefor; he shall make such rules and regulations respecting the duties of employees as may be necessary; he shall act as treasurer of the hospital and shall properly account for all funds received and expended and shall make a proper record of all bills paid and incurred, and shall see that such bills are properly audited before payment. The records and accounts of said hospital shall be audited yearly, by a certified public accountant, licensed to conduct auditing work in the said State of Alabama.

Section 6. Neither the Hospital Administration Board, the superintendent, nor any subordinate employee of said hospital shall have the authority, to make any expenditure whatsoever, for permanent improvement, or for any purpose whatsoever, other than normal, daily operating expenses, without the written authorization and approval of the governing bodies, of both the City of Cullman, and the County of Cullman.

Section 7. By the tenth (10th) day of each month, the hospital superintendent shall make a report, showing all expenditures made by him during the preceding month, and a list of all accounts payable, or claims, which have been filed and approved by him for payment, which were incurred during the said calendar month in question; the said superintendent shall likewise make a report showing all receipts for the preceding month, for hospital services rendered, whether paid by the month end in question. The above financial statement shall reflect the true condition of the Cullman Hospital, and shall be rendered in accordance with good accounting practices, governing such institutions. One copy of said financial statement shall be filed with the Cullman County governing body, one copy shall be filed with the City of Cullman, and one copy each shall be given or filed with the hospital board, and a copy going to each member of said hospital board. Upon receipt of copies of financial statement by the Cullman County governing body, and the City of Cullman governing body, if any deficiency was incurred in the operations of the said Cullman Hospital, for the calendar month in question, such deficiency shall be paid into the Cullman Hospital treasury, on a 60/40% basis, the Cullman County governing body paying 60% and the City of Cullman paying 40% of such deficiency; however in any one given calendar month, the County of Cullman shall not be liable, and it shall be unlawful for said county governing body, to contribute more than \$600.00 (Six Hundred Dollars) and it shall be unlawful for the City of Cullman to contribute more than \$400.00 (Four Hundred Dollars) in any one calendar month.

Section 8. The Cullman Hospital Board shall consist of five members. One member shall be at all times, a registered nurse.

Section 9. A chairman and four members shall be appointed by the members of the Legislature from Cullman County to serve on the Cullman County Hospital Administration Board, upon this Act becoming law. The chairman of the hospital board shall be appointed for a term of six years. Two associate members of the board shall be appointed for terms of four years each, and two associate members shall be appointed for a term of two years each. The registered nurse who is required to serve on the above named board, as specified in Section 8, shall be named by the Cullman County registered nurses, who shall meet upon expiration of term of said nurse, and appoint by election of that body, a nurse to fill said board position.

At the expiration of the board members term who are named to the above mentioned four year term, the county governing body shall appoint one member to this place, and the City of Cullman governing body shall appoint one member to the expired four year term.

Upon the expiration of the terms running two years from the effective date of this Act, the City of Hanceville governing body shall appoint

one member to fill the then existing vacancy; and the governing body of the City of Holly Pond shall appoint one member to fill the other then existing vacancy. Thereafter, all vacancies shall be filled according to the aforesaid schedule of appointments, and in the event that any municipality named above fails to appoint within 30 days, the member they are entitled to appoint, then it shall become the duty of the Cullman County governing body, jointly with the City of Cullman governing body, to assemble together, and fill any vacancy which should exist due to non-appointment of a board member, by either the City of Hanceville or the City of Holly Pond.

Board members shall receive as compensation, for attending meetings the sum of \$10.00 per meeting. No member shall be entitled to receive compensation, unless he or she actually attends regular or special board meetings, and said meetings shall be monthly, between the 1st and 10th day of each month, and no special meetings shall be called unless an emergency exists, or on call of the chairman of the county governing body and the president of the city council, jointly calling said special meeting.

Section 10. Once each year, within 60 days after closing of the said Cullman Hospital Boards' fiscal year, a full and complete accounting shall be rendered by a certified public accountant, copies being transmitted by said certified public accountant, to all members of the Cullman Hospital Board, and copies to all members of the City of Cullman governing body, including the mayor thereof, and to all members of the county governing body. This above mentioned accounting shall be full and complete, and shall cover the previous years operations in detail, according to standard accounting procedures.

Section 11. Any member of said hospital board may be removed from office for cause, and by the same procedure as provided by law for the removal or impeachment of members of the county governing body, or the City of Cullman governing body.

Section 12. Any part or section of this Act which is severable and which might be determined to be unconstitutional, shall in no way affect the remainder of said Act.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CULLMAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Robert Bryan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Times, a newspaper of general circulation published in Cullman County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 17, July 24, July 31, and Aug. 7, all in the year 1957.

ROBERT BRYAN.

Sworn to and subscribed before me Aug. 8, 1957.

MARIE W. BERGIN,
Notary Public.

My commission expires 3-29-61.

Also:

By Messrs. Haltom and Broadfoot:

H. 1049. Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county.

Also:

By Mr. Love:

H. 1051. Relating to the town of Lockhart in Covington County; to alter, rearrange, and extend the boundaries thereof.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

To Whom It May Concern:

Notice is hereby given that, at the present regular session, of the Legislature of Alabama, a bill in substance to alter, rearrange, extend and fix the boundaries and limits of the Town of Lockhart, Covington County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other contiguous territory lying and being in Covington County, Alabama, all of which other territory is more particularly described as follows:

Southwest quarter (SW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$); Thirteen and nine-tenths (13.9) acres of the Northwest half (NW $\frac{1}{2}$) of the Southeast quarter (SE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$); the North half (N $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$); the Southeast quarter (SE $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$), all in Section Twenty-eight (28); and the West two-thirds (W $\frac{2}{3}$) consisting of Twenty-eight acres (28) approximately, of the Northwest quarter (NW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$); the Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$); the Northwest quarter (NW $\frac{1}{4}$) the Southwest quarter (SW $\frac{1}{4}$); the Southwest half (SW $\frac{1}{2}$) of the Northeast quarter (NE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$); and the Northeast quarter (NE $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$), all being in Section Thirty-three (33); and the Southwest quarter (SW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section Twenty-eight (28), and the Northwest quarter (NW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$); the Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$); the Northwest quarter (NW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section Thirty-four (34), all in Township one (1) North, Range Seventeen (17) East; will be introduced and an effort made to have the same enacted into law.

TOWN OF LOCKHART, ALA.,

By A. J. HUTCHISON

As Its Mayor.

7-18-4tc.

PROOF OF PUBLICATION

STATE OF ALABAMA,
COVINGTON COUNTY.

I, Ben S. Woodham, Editor of The Florala News, a weekly newspaper of general circulation published in Covington County, Alabama, do here-

by certify that the attached Legal Notice has been published in said newspaper for a period of four weeks, appearing in the issues of July 18, 25 and August 1, 8, 1957.

BEN S. WOODHAM.

Sworn and subscribed to before me this 10th day of Aug., 1957.

ROXIE MAE LOVE,
Notary Public.

Also:

By Messrs. Kirkham and Holliman:

H. 1052. Relating to Marengo County: Further regulating the meetings of the county board of registrars.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF LOCAL BILL

STATE OF ALABAMA,
COUNTY OF MARENGO.

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Marengo County: Further regulating the meetings of the county board of registrars.

Be It Enacted by the Legislature of Alabama:

Section 1. The members of the board of registrars of Marengo County may visit precincts and voting places in the performance of their official duties, as provided in Section 26, Title 17, Code of Alabama (1940) as amended, if the board, in its discretion, determines that such visits are needed; but if the board determines that such visits are not necessary, the members thereof may use that time to meet at the courthouse and receive applications for registration from persons residing anywhere in the county.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

7-18-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARENGO

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. E. Sutton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Democrat Reporter, a newspaper of general circulation published in Marengo County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 25, August 1, and August 8, all in the year 1957.

R. E. SUTTON.

Sworn to and subscribed before me August 12, 1957.

FREDA W. BRADFORD,
Notary Public.

Also:

By Mr. Cox:

H. 1053. To alter or re-arrange the boundary lines of the City of Arab, Marshall County, Alabama, to extend the corporate limits thereof to include all territory now within such corporate limits and also certain other territory and to describe the corporate limits as altered, re-arranged and extended.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice and publication of proposed bill:

Notice is hereby given by the City Council of the City of Arab, Alabama, that Representative Garnett Cox and Senator Smith Dyar will be requested to introduce and seek the passage of the following bill in the Legislature of Alabama to alter, re-arrange or extend the boundary lines of the City of Arab, Marshall County, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

City Council, City of Arab, Alabama

Act No., H. Cox (Marshall):

AN ACT

To alter or re-arrange the boundary lines of the City of Arab, Marshall County, Alabama, to extend the corporate limits thereof to include all territory now within such corporate limits and also certain other territory and to describe the corporate limits as altered, re-arranged and extended.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Boundary lines of the City of Arab, Marshall County, Alabama, be, and the same are altered, re-arranged or extended so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Marshall County, Alabama, all of which territory including the territory now within the corporate limits of said City, is particularly described as being all of the territory lying within Marshall County, Alabama, included and embraced within the boundary lines herein set out, to-wit:

Begin at the Southwest corner of Section 26, Township 8 South, Range 1 East; thence North one-half mile to the center of the West boundary of Section 26, Township 8 South, Range 1 East; thence West one-half mile to the center of Section 27, Township 8 South, Range 1 East; thence North one-fourth mile to the center of the West boundary of the Northeast quarter of Section 27, Township 8 South, Range 1 East; thence West one-half mile to the West boundary of Section 27, Township 8 South, Range 1 East; thence North one-fourth mile to the Northwest corner of Section 27, Township 8 South, Range 1 East; thence East one (1) mile to the Northeast corner of Section 27, Township 8 South, Range 1 East; thence North two (2) miles to the Northwest corner of Section 14, Township 8 South, Range 1 East; thence East three-fourths ($\frac{3}{4}$) mile to the Northeast corner of the West half of the Northeast quarter of Section 14, Township 8 South, Range 1 East; thence South one-half mile to the

South-east corner of the West half of the Northeast quarter of Section 14, Township 8 South, Range 1 East; thence East two (2) miles, more or less, to the southeastern right of way line of State Highway No. 112 in the North line of the Southeast quarter of Section 18, Township 8 South, Range 2 East; thence southwesterly along the right of way line 800 feet, more or less, to the West boundary of a county road leading southerly from the highway in the Northwest quarter of the Southeast quarter of Section 18, Township 8 South, Range 2 East; thence southerly 700 feet, more or less, along the western margin of this county road to the South line of the Northwest quarter of the Southeast quarter of Section 18, Township 8 South, Range 2 East; thence West one-eighth ($\frac{1}{8}$) mile to the Southwest corner of the Northwest quarter of the Southeast quarter of Section 18, Township 8 South, Range 2 East; thence South one-fourth ($\frac{1}{4}$) mile to the Southeast corner of the Southwest quarter of Section 18, Township 8 South, Range 2 East; thence West one-fourth ($\frac{1}{4}$) mile to the Southwest corner of the Southeast quarter of the Southwest quarter of Section 18, Township 8 South, Range 2 East; thence South one (1) one-half ($\frac{1}{2}$) miles to the Southeast corner of the West half of the Northwest quarter of Section 30 Township 8 South, Range 2 East; thence West three-fourths ($\frac{3}{4}$) mile to the center of Section 25, Township 8 South, Range 1 East; thence South one-half ($\frac{1}{2}$) mile to the Southeast corner of the Southwest quarter of Section 25, Township 8 South, Range 1 East; thence West one (1) one-half ($\frac{1}{2}$) miles to the point of beginning.

Section 2. That the boundaries set out in Section One (1) of this Act, be, and the same are hereby established as the corporate limits of said City of Arab, Marshall County, Alabama, and all territory included and embraced within said boundaries shall hereafter be and constitute a part of the City of Arab, Marshall County, Alabama.

Section 3. That all laws and parts of laws both general, special, and local, in conflict with this Act, be and the same are hereby repealed.

Section 4. That this act shall go into effect immediately upon its approval by the Governor or otherwise becoming a law.

F4c-7-12

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the "Advertiser-Gleam", a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 20, June 27, July 5, and July 12, all in the year 1957.

PORTER HARVEY.

Sworn to and subscribed before me this the 12th day of August, 1957.

ROSS L. CORNELIUS,
Notary Public.

Also:

By Messrs. Simon, Tyson and Murphy:

H. 1054. To amend Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, entitled "An Act to provide for and fix the compensa-

tion and duties of the Chief Clerk in the Office of the Tax Assessor of Mobile County, Alabama", as amended by Act No. 378, H. B. 901, approved September 8, 1955.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

A BILL TO BE ENTITLED AN ACT

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to wit:

To amend Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, entitled "An Act to provide for and fix the compensation and duties of the Chief Clerk in the Office of the Tax Assessor of Mobile County, Alabama," as amended by Act No. 378, H. B. 901, approved September 8, 1955.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, as amended by Act No. 378, H. B. 901, approved September 8, 1955, be and the same is hereby amended to read as follows:

"That such Chief Clerk be paid a salary of not less than \$4800.00 per year nor more than \$6400.00 per year, payable in equal monthly installments."

Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

OTTO E. SIMON.
Reg. July 19, 26; Aug. 2, 9

Wm. M. Curran, being sworn, says that he is auditor of the Mobile Press and The Mobile Register; daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register July 19, 26, Aug. 2, 9, 1957.

W. M. CURRAN.

Sworn to and subscribed before me this 9th day of August, 1957.

ALVIN A. JOHNSON,
Notary Public.

Also:

By Messrs. Simon, Tyson and Murphy:

H. 1055. To apply in all counties of the State having a population of not less than 200,000 nor more than 400,000, according to the last or any subsequent Federal decennial census; providing for the appointment of bailiffs for the Circuit Courts in such counties, prescribing their duties, and regulating their compensation.

Also:

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1056. To amend Section 4 of Act Number 298, Regular Session 1955 Legislature of Alabama, relating to joint public hospitals board in

any county in the State of Alabama having a population of at least 125,000 and not more than 225,000 people according to any succeeding decennial Federal census.

By Mr. Kelly:

H. 1057. To provide for the relief of John M. Ward of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John M. Ward for damages sustained when his truck was involved in a collision with a county vehicle.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for the relief of John M. Ward of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John M. Ward for damages sustained when his truck was involved in a collision with a county vehicle.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners, or other like governing body of Winston County is hereby authorized and directed to pay to John M. Ward, of Winston County, from any funds in the county treasury not otherwise appropriated, the sum of six hundred seventy-three dollars and twenty cents (\$673.20), to compensate him for property damages sustained when his truck was involved in a collision with a vehicle owned by the county, which collision occurred under such circumstances that the county is obligated to pay such damages though not legally liable therefor.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

J. H. KELLY,
Representative.

Jmw - 7-10-17-24-31

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA,
WINSTON COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Jay Thornton, who after being duly sworn deposes and says:

My name is Jay Thornton. I am editor and publisher of The Advertiser, a newspaper of general circulation, published weekly in Haleyville, Winston County, Alabama. The copy of publication hereto attached was published in said paper for four consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 10th day of

July, 1957, and the last copy of said publication appearing in the said paper on the 31st day of July, 1957.

JAY THORNTON.

Sworn and subscribed to before me this 12th day of August, 1957.

R. J. THORNTON,
Notary Public.

Also:

By Mr. Kelly:

H. 1058. To provide for the relief of John Lockhart of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John Lockhart for personal injuries and other damages sustained by him in connection with a collision in which a county vehicle was involved.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for the relief of John Lockhart of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John Lockhart for personal injuries and other damages sustained by him in connection with a collision in which a county vehicle was involved.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners, or other like governing body of Winston County is hereby authorized and directed to pay to John Lockhart of Winston County the sum of eleven hundred twenty-seven dollars and sixty-eight cents (\$1,127.68), from any funds in the county treasury not otherwise appropriated as compensation for personal injuries and other damages sustained by him as the result of an accident in which a county vehicle was involved. The Legislature finds that the circumstances surrounding the accident were such that the said John Lockhart has an equitable and just claim against Winston County but no recourse at law to recover his damages.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

J. H. KELLY,
Representative.

Jl 7-10-17-24-31

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA,
WINSTON COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Jay Thornton, who after being duly sworn deposes and says:

My name is Jay Thornton. I am editor and publisher of The Advertiser, a newspaper of general circulation, published weekly in Haleyville, Winston County, Alabama. The copy of publication hereto attached was published in said paper for four consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 10th day of July, 1957, and the last copy of said publication appearing in the said paper on the 31st day of July, 1957.

JAY THORNTON.

Sworn and subscribed to before me this 12th day of August, 1957.

R. J. THORNTON,
Notary Public.

Also:

By Mr. Kelly:

H. 1060. Relating to the Town of Double Springs in Winston County, Alabama; altering and extending the corporate limits of the municipality.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF WINSTON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to the Town of Double Springs in Winston County, Alabama; altering and extending the corporate limits of the municipality.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the Town of Double Springs in Winston County, Alabama are altered and extended to include within the corporate limits of the municipality the lands lying within Winston County, Alabama, described as follows:

SE $\frac{1}{4}$ of NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 19; SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 20; SW $\frac{1}{4}$ of NW $\frac{1}{4}$; W $\frac{1}{2}$ of SE $\frac{1}{4}$ and SW $\frac{1}{4}$ of Section 28; NE $\frac{1}{4}$ of NW $\frac{1}{4}$, S $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 29; SE $\frac{1}{4}$ of NE $\frac{1}{4}$, and E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 30; NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 31; SE $\frac{1}{4}$ of NW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 32. All in Township 10, Rn 8 West.

Section 2. This Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

DCL 6/28/7/5-12-19

PUBLISHER'S AFFIDAVIT

STATE OF ALABAMA, WINSTON COUNTY

Personally appeared before me the undersigned authority in and for said county and state, Jay Thornton, who after being duly sworn deposes and says:

My name is Jay Thornton. I am editor and publisher of The Advertiser, a newspaper of general circulation, published weekly in Haleyville, Winston County, Alabama. The copy of publication hereto attached was published in said paper for four consecutive weeks, the first copy of said notice appearing in the issue of said paper published on the 28th day of June, 1957, and the last copy of said publication appearing in the said paper on the 19th day of July, 1957.

JAY THORNTON.

Sworn and subscribed to before me this 6th day of August, 1957.

R. J. THORNTON,
Notary Public.

Also:

By Mr. Stembridge:

H. 1061. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that there will be introduced for passage during the regular session of the Legislature, which convened May 7, 1957 and is now in session, a local bill providing in substance as follows:

A BILL TO BE ENTITLED AN ACT

Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board

of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a board of revenue and control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointment to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," be and the same is hereby amended so as to read as follows:

"Section 6. That the Board of Revenue and Control shall appoint a County Engineer who shall be qualified to practice engineering and land surveying in the State of Alabama, and whose salary shall be fixed by

the Board at an amount not to exceed \$10,000 per annum payable in equal monthly installments, and who shall also be allowed an amount not to exceed \$1,500.00 per annum for expenses incurred in connection with his official duties as County Engineer, and such County Engineer so appointed shall serve at the pleasure of the Board of Revenue and Control; and provided further that the County Engineer, with the approval of the Board of Revenue and Control, shall employ and fix the compensation of attorneys, all agents, assistants, supervisors, clerical workers, overseers, workmen, and laborers required for the construction, maintenance and repair of all buildings, roads and bridges within the County, and shall, with the counsel, assistance and approval of said Board, purchase all necessary road machinery, material, teams, tools, supplies, and equipment as hereinafter provided in Section 8 used in and about the work on the County buildings, roads and bridges."

Section 2. That all laws, and parts of laws, general, local, or special, in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

June 13, 20, 27, July 4, 1957

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared J. T. Lane, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 13, 20, 27, and July 4, all in the year 1957.

J. T. LANE, JR.

Sworn to and subscribed before me August 9, 1957.

B. WALLACE MILLER,
Notary Public.

Also:

By Messrs. Brewer and Gilchrist:

H. 1062. To amend Section 1 of Act No. 525, H. 1020, approved September 9, 1955, (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama; and to provide that this Act shall be retroactive.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA COUNTY OF MORGAN

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 1 of Act No. 525, H. 1020, approved September 9, 1955, (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama; and to provide that this Act shall be retroactive.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 525, H. 1020, approved September 9, 1955 (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama, is amended to read as follows:

"Section 1. The chief deputy sheriff of Morgan County, Alabama, shall receive a salary of not less than THREE THOUSAND SIX HUNDRED and NO/100 (\$3,600.00) DOLLARS per annum. Such salary shall be fixed by the Board of Revenue and Control of Morgan County, Alabama, and shall be payable in equal monthly installments out of the general fund of the county."

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law and shall be retroactive to February 1, 1957.

ALBERT P. BREWER,
Representative, Morgan County, Place No. 1.

BOB GILCHRIST,
Representative, Morgan County, Place No. 2.

JOE CALVIN,
State Senator, 2nd Senatorial District.

July 9-16-23-30

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared B. C. Shelton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Decatur Daily, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 9, July 16, July 23, and July 30, all in the year 1957.

B. C. SHELTON.

Sworn to and subscribed before me August 10th, 1957.

R. H. JERVIS,
Notary Public.

My Commission Expires Oct. 21, 1957.

Also:

By Mr. Taylor:

H. 1063. Relating to Butler County; to provide for a jury trial in such county in any proceeding at law or in equity brought for the purpose of establishing disputed land lines or boundaries between coterminous of lands.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF BUTLER

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

Relating to Butler County; to provide for a jury trial in such county in any proceeding at law or in equity brought for the purpose of establishing disputed land lines or boundaries between coterminous of lands.

Be It Enacted by the Legislature of Alabama:

Section 1. In Butler County, Alabama, any party to an action at law or proceeding in equity brought for the purpose of establishing or determining disputed land lines or boundaries between coterminous owners may demand a trial by jury, whether such suit is instituted pursuant to Chapter 2 of Title 47, Code of Alabama (1940), or any other provision of law. Upon such application, a trial by jury shall be directed to determine the issues, or any specified issue of fact presented by the pleadings, and the court is bound by the result, but may, for sufficient reasons, order a new trial thereof. When a jury trial is not requested, the court shall consider and determine all rights, titles, interests in or claims upon the land in controversy and shall, upon the findings of the jury, or upon such consideration and determination, finally locate, establish and define by decree the boundary line. The court's decree shall be binding upon all the parties to the suit.

Section 2. This Act shall be known and cited as "The H. B. Taylor Act."

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA BUTLER COUNTY

Personally appeared before me, Mrs. Bertha Johnson, a Notary Public in and for said State and County, Roger Pride, Jr., who being by me first duly sworn doth depose and say that he is the Editor of The Butler County News, a weekly newspaper published in the City of Georgiana, Butler County, Alabama, and that the attached legal notice was published in said The Butler County News for four successive weeks, said notice having been published in the issues of June 13 and June 20 and June 27 and July 3 being numbers 24-25-26-27, respectively of Volume 47.

ROGER PRIDE, JR.

Sworn to and subscribed before me, this 11 day of Aug., 1957.

MRS. BERTHA H. JOHNSON,
Notary Public.

Also:

By Messrs. Lackey, Edwards (Jefferson), Vacca, Nice, Adams (Jefferson) and Perry:

H. 1048. For the relief of Irene Dorough and Pearl Hyatt; authorizing the court of county commissioners, board of revenue or other like governing body of Jefferson County to make an appropriation from the county treasury to compensate Irene Dorough and Pearl Hyatt for certain damages.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

State of Alabama, County of Jefferson.

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

For the relief of Irene Dorough and Pearl Hyatt; authorizing the court of county commissioners, board of revenue or other like governing body of Jefferson County to make an appropriation from the county treasury to compensate Irene Dorough and Pearl Hyatt for certain damages.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners, board of revenue or other like governing body of Jefferson County is hereby authorized and empowered to appropriate from the county treasury a sum not to exceed two hundred eighty dollars (\$280) for the relief of Irene Dorough, and a sum not to exceed fifty dollars (\$50) for the relief of Pearl Hyatt, to compensate them, respectively, for damages incurred as the result of a motor vehicle accident involving a dump truck owned and operated by Jefferson County and being driven by an employee of the county, which accident occurred in Jefferson County on or about April 26, 1957, under such circumstances that the county is morally obligated to pay the damages, but the said Irene Dorough and Pearl Hyatt have no recourse at law to recover same.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Messenger—July 20, 27; Aug. 3, 10, 1957.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of The Birmingham Messenger, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the

issues of July 20, 27, Aug. 3, 10, 1957, a legal notice, a copy of which is hereto attached.

ELEANOR ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 12 day of Aug., 1957.

BILLIE FOSTER,
Notary Public.

(SEAL)

Also:

By Messrs. Vacca, Edwards (Jefferson), Speaks and Hodges:

H. 92. To amend an Act approved August 19, 1949, entitled "An Act To provide for absentee voting in primary, general, special, and municipal elections: Prescribing penalties for violations of the Act and repealing conflicting laws."

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 1019, 1042, 1043, 1044, 1049, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1060, 1061, 1062, 1063, and 1048—To the Committee on Local Legislation

H. B. 92—To the Committee on Privileges and Elections

MOTION TO RECESS LOST

At 1:35 P. M., Mr. Cooper moved that the Senate take a recess until 3 o'clock this afternoon, which motion was lost.

Yeas 10; Nays 20.

Yeas:

Messrs.:	Davis (Pickens)	Givhan	Van Antwerp
Calvin	Eddins	Hall	Yarbrough (Aulauga)
Cooper	Engelhardt	Newton	—10

Nays:

Messrs.:	Flowers	Little	Shelton
Allen	Goodwin	Metcalf	Skidmore
Boutwell	Grisham	Moses	Smith
Cantrell	Lamberth	Reeves	Vann
Davis (Lowndes)	Leonard	Robison	Yarbrough (Randolph)
Dyar			—20

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Harrison:

H. 1124. To provide further for the economic development of counties having a population of not less than 29,500 nor more than

30,500 inhabitants, according to the last or any subsequent federal decennial census, and the economic development of municipalities within such counties; providing for the creation of a development board in each county to which this Act applies; providing for the organization, powers, functions, duties, and personnel of such board; and providing for the payment of the expenses and for the compensation of the personnel of such board.

Also:

By Mr. Taylor:

H. 1125. Providing further for the compensation of the chairman and members of the county board of equalization in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Mr. Taylor:

H. 1126. Providing further for the compensation of members of the board of registrars in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Mr. Taylor:

H. 1127. Providing further for the compensation of members of the jury commission in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Roberts and Reynolds:

H. 1112. To amend Sections 1 and 2 of the act approved August 5, 1953, providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953, Acts 354).

Be It Enacted by the Legislature:

Section 1. Sections 1 and 2 of an Act approved August 5, 1953, providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354) are hereby amended to read as follows:

"Section 1. There is hereby created a fund to be designated the "Solicitor's Fund," which fund shall be at the disposal of the Circuit

Solicitor of the Circuit Court of Madison County, Alabama, and shall be drawn upon by him in the manner hereinafter provided and expended by him for the enforcement of the law in Madison County, Alabama. The term 'for the enforcement of the law,' as used herein, shall be liberally construed; and expenditures from said fund may be made for the purchase of lawbooks and legal periodicals for the use of the solicitor and other officers of the circuit court, as well as for the other purposes relating to the enforcement of the law by the circuit solicitor.

"Section 2. Said fund shall be deposited in any bank in Madison County, Alabama, which shall be an approved depository for the public funds of said County, as hereinafter provided and shall be payable upon the order of the Circuit Solicitor of the Circuit Court of Madison County by check signed by him as such officer. Such funds shall be subject to periodic audit by the Department of Examiners of Public Accounts in the same manner that other public funds are audited by said department, but the books and records pertaining to such fund shall not be subject to public inspection except on order of one of the judges of the circuit court of Madison County."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19, 1957.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary-Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, 12, and 19, all in the year 1957.

W. C. LEWIS.
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,,
Notary Public.

Also:

By Messrs. Roberts and Reynolds:

H. 1111. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215), as amended, is amended further to read as follows:

"Section 15. The judge of said court shall receive a salary of one dollar (\$1.00) per annum, payable by warrant drawn upon the county treasury of Madison County by the chairman of the Board of County Commissioners of said county. The clerk shall receive as compensation one dollar (\$1.00) per annum, to be paid out of the county treasury of Madison County on certificate issued to the clerk by the judge of said court and presented to the chairman of the Board of County Commissioners of said county, who shall thereupon issue a warrant in favor of said clerk upon the county treasury of said county."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 29, Aug. 5, 12, 19, 1957.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Lewis, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Secretary--Treasurer of The Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 29, August 5, 12, 19, all in the year 1957.

W. C. LEWIS.
Secretary-Treasurer.

Sworn to and subscribed before me this the 19 day of August, 1957.

OPAL H. DILWORTH,
Notary Public.

Also:

By Messrs. Roberts and Reynolds:

H. 1110. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act to regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provision of this act."

Be It Enacted by the Legislature of Alabama:

Section 1. Section 13 of Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act," is amended to read as follows:

"Section 13. Every applicant for a certificate of registration shall apply to the County Board of Barber Examiners upon blanks provided by the County Board of Barber Examiners for that purpose and each application shall be accompanied by the payment of a fee of thirty dollars (\$30) to be paid to the County Board of Barber Examiners to cover the cost of the examination. If, after the examination, the Board finds the applicant to be qualified to practice barbering, or serve as an apprentice, as the case may be, the Board, shall upon the payment of five dollars (\$5) by the applicant, issue to the applicant a certificate of registration authorizing him to practice barbering, or serve as an ap-

prentice, in the County of Madison and said certificate shall remain in effect until the thirty-first day of December of the year in which it is issued. Said certificate of registration shall be renewed on the first day of January of each succeeding year by the Board upon the payment by the holder of such certificate of a fee of five dollars (\$5), and the filing with the Board of a certificate of health, which shall be dated not more than ten days prior to the application for said renewal certificate."

Section 2. Section 14 of said Act No. 466, H. 928, approved September 15, 1939, is amended to read as follows:

"Section 14. The County Board of Barber Examiners shall be appointed by the Board of County Commissioners of Madison County, Alabama, and shall consist of four members, three of whom shall be practicing barbers who shall have been engaged in such practice for a period of not less than ten years, three years of which shall have been in the County of Madison. The fourth member of said Board shall be the County Health Officer, who shall be ex-officio chairman of said Board. Each of said three barber members of said Board shall serve for a period of three years and until his successor has been appointed and qualified, except, however, that the first appointments to be made hereunder shall be made as follows: One barber member for a term of three years; one barber member for a term of two years; and one barber member for a term of one year. The members of said Board shall be appointed by the Board of County Commissioners of Madison County within thirty days subsequent to the taking effect of this Act, and shall be entitled to a certificate of appointment signed by members of the Board of County Commissioners of Madison County, Alabama. Each barber member of the Board of Barber Examiners shall receive as compensation for his services such an amount, not to exceed twenty dollars (\$20) per day, as may be fixed by the Board of County Commissioners of Madison County, for not to exceed two days per month; and the compensation of the members and the other expenses of the Board made in the execution and carrying out of this Act shall be paid out of the county treasury, as herein provided, except that at no time shall the expenses of the Board be greater than the amount paid into the county treasury by said County Board of Barber Examiners. All fees and charges collected by the County Board of Barber Examiners under the provisions of this Act shall be paid into the county treasury and shall constitute a separate fund to be disbursed by the governing body of the county on order of the Board of Barber Examiners with the approval of the chairman of the Board of County Commissioners. And all moneys remaining in said separate fund at the end of the fiscal year not expended as herein provided shall become a part of the general fund of the county. The Board shall elect a president and a secretary-treasurer. Not less than two members of the Board shall meet upon call of the president to examine applicants for certificates of registration and pass upon their qualifications to practice barbering. The Health Officer of Madison County shall be responsible for the enforcement of the sanitary provisions of this Act, and shall make sanitary inspections of all barber shops at least once a month, and at any time that he may be called upon to do so by a majority of the members of the County Board of Barber Examiners. All inspections shall be made during regular business hours of the barber shops. The County Board of Barber Examiners shall be charged and held responsible for the enforcement of this Act."

Section 3. Section 18 of said Act No. 466, H. 928, approved September 15, 1939, is amended to read as follows:

"Section 18. Any person guilty of a violation of any of the provisions of this Act, shall be punished by a fine of not less than twenty-

five dollars (\$25) nor more than one hundred dollars (\$100) for the first offense, and upon being convicted of a second violation of any of the provisions of this Act, such person shall be subject to the penalties as heretofore prescribed, and in addition thereto the certificate of registration shall be revoked by the County Board of Barber Examiners. Such order of revocation shall be supplied to the violator and to the County Health Officer, and it shall be unlawful for such person to further practice barbering in the County of Madison. Each day a violation of the provisions of this Act continues shall constitute a separate offense."

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 12, 19, 26, Aug. 2, 1957.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. M. Buchanan, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Vice President of the Huntsville Times, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12, July 19, July 26, and Aug. 2, all in the year 1957.

R. M. BUCHANAN.
Vice President.

Sworn to and subscribed before me August 3, 1957.

WILLIAM C. LEWIS,
Notary Public.

Also:

By Mr. Mathews:

H. 1098. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

Also:

By Mr. Stokes:

H. 1097. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

Also:

By Mr. Summerlin:

H. 1090. To provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 18,700 nor more than 19,100 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Holliman and Kirkman:

H. 1113. To alter and re-arrange the boundary lines of the City of Demopolis, Marengo County, Alabama, so as to include within the corporate limits of said City, in addition to the present territory included within the corporate limits, certain other territory.

With notice and proof thereto attached and herewith exhibited as follows:

A PROPOSED ACT

To alter and re-arrange the boundary lines of the City of Demopolis, Marengo County, Alabama, so as to include within the corporate limits of said City, in addition to the present territory included within the corporate limits, the territory described in Section One of this Bill:

Be It Enacted by the Legislature of Alabama:

Section One. That from and after the passage of this Act the boundary lines of the City of Demopolis shall be altered and re-arranged so as to include within the corporate limits of the City of Demopolis, Alabama, in addition to the present territory included within the corporate limits, the territory hereinafter described, all of said territory lying and being situated in Marengo County, Alabama, to-wit:

Beginning at a point on the present corporate city limits of said City of Demopolis, Marengo County, Alabama, said point being the Southeast corner of the Southeast Quarter of Section 27, Township 18 North, Range 2 East; thence South along the West boundary line of Section 35, Township 18 North, Range 2 East, to a point 507.4 feet South of the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 35; thence South 40 degrees 30 minutes East for 1021.5 feet to an iron axle on the North right of way of U. S. Highway 80; thence continue South 40 degrees 30 minutes East to a point on the South right of way line of U. S. Highway 80; thence North 54 degrees 20 minutes East along the South right of way of U. S. Highway 80 to a point thereon which is 1357 feet from the point where said South right of way intersects the Half Section line running North and South through said Section 35; thence South 4 degrees 20 minutes East for a distance of 400 feet; thence in a Northeasterly direction along a line parallel to the South boundary line of U. S. Highway 80 to a point on the present corporate limits of the said City of Demopolis, which said point is 850 feet West of said Half Section line; thence North along said corporate limits to the North boundary line of Section 35; thence West along the North boundary line of said Section 35, and along the present corporate limits to the point of beginning.

CITY OF DEMOPOLIS STATE OF ALABAMA

This is to certify that the attached legal notice was published for four consecutive weeks, July 25, August 1, 8, 15, 1957, in The Demopolis Times, a newspaper published in Demopolis, Marengo County, Alabama.

BEN G. GEORGE,
Publisher.

Sworn to and subscribed before me this 19 day of August, 1957.

WOODWORD W. DINNING,
Notary Public.

Also:

By Mr. Kendall:

H. 1122. To alter, extend, and rearrange the corporate limits of the town of Castleberry, Conecuh County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

STATE OF ALABAMA COUNTY OF CONECUH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL TO BE ENTITLED AN ACT

To alter, extend, and rearrange the corporate limits of the town of Castleberry, Conecuh County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The corporate limits of the town of Castleberry, Alabama, are hereby altered, extended, and rearranged so as to include within the corporate limits of said town all of that territory embraced within the following lines:

Begin at the northwest corner of Section 23, Township 4 North, Range 10 East, and run north one-half mile, thence east one-half mile, thence north one-fourth mile, thence east one-half mile, thence south one mile, thence east one-half mile, thence south one mile, thence west one mile, thence north one-fourth mile, thence west one-fourth mile, thence north three-fourths mile, thence east one-fourth mile, thence north one-fourth mile, thence west one-half mile to the point of beginning, all of which territory lies in Sections 14, 23, 24, 25, and 26, Township 4 North, Range 10 East, Conecuh County, Alabama.

Section 2. The boundaries set out in Section 1 of this Act are hereby established as the corporate limits of the town of Castleberry.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

July 25, Aug. 1, 8, 15c

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CONECUH

Before me, the undersigned authority in and for said County, in said State this day personally appeared R. G. Bozeman, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, Aug. 1, Aug. 8, and Aug. 15, all in the year 1957.

R. G. BOZEMAN.

Sworn to and subscribed before me Aug. 19, 1957.

MARSHALL BRITTAIN,
Notary Public.

My commission expires Dec. 13, 1960.

Also:

By Mr. Kendall:

H. 1123. Relating to Conecuh County, Alabama; authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA COUNTY OF CONECUH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit

A BILL TO BE ENTITLED AN ACT

Relating to Conecuh County, Alabama authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other con-

sumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said exercise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

Be It Enacted by the Legislature of Alabama:

Section 1. Meaning of Terms Used in this Act. All words, terms and phrases that are defined in Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama of 1940, as heretofore amended, shall, where used in this act, have the meanings respectively ascribed to them in said Articles 10 and 11, as heretofore amended, except where the context herein clearly indicates a different meaning. In addition, the following words, terms and phrases where used in this act shall have the following respective meanings except where the context clearly indicates a different meaning; "this State" means the State of Alabama; "Conecuh County" means Conecuh County in this State; "State Sales Tax statutes" means Article 10 of Chapter 20 of Title 51 of said Code, as heretofore amended, including all statutes heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in the said Article 10 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of the said article and the incidence and collection of the tax imposed therein; "State Sales Tax" means the tax imposed by the State Sales Tax statutes; "State Use Tax statutes" means Article 11 of Chapter 20 of Title 51 of said Code, as heretofore amended, including all statutes heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in the said Article 11 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of the said article and the incidence and collection of the tax imposed therein; "State Use Tax" means the tax imposed by the State Use Tax statutes; "registered seller" means a person registered with the State Department of Revenue pursuant to Section 790 of Title 51 of said Code, as heretofore amended; "month" means a calendar month; "quarterly period" means the period of three months ending on the last day of each March, June, September and December; and "fiscal year" means the period commencing on October 1 of each calendar year and ending on September 30 of the next succeeding calendar year.

Section 2. Election upon the Taxes herein Authorized. The court of county commissioners, board of directors, or like governing body of Conecuh County is authorized, directed, and required to order an election, which shall be held on the first Tuesday following the expiration of three months from final adjournment of the 1957 Regular Session of

the Legislature, to determine whether or not special privilege license and excise taxes, in the amounts hereinafter provided, shall be levied for educational purposes within the county. The sheriff must give notice at least thirty days before the election to be held under this Act, by publication in some newspaper in the county, if any is published therein, and if not, by written notice posted at the courthouse door, and at three other public places in the county, of the time of holding and the purpose of the election. The court of county commissioners, board of directors or like governing body of the county shall provide for the holding of the election on such date.

Section 3. Levy of License Tax and Excise Tax Authorized. The court of county commissioners, board of directors or like governing body of Conecuh County shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of the special taxes, the court of county commissioners, board of directors or like governing body of the county may by resolution or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege or license tax against the person on account of business activities in an amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, and a county excise tax, as follows:

(a) Upon every person, firm or corporation engaged or continuing, within Conecuh County, in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character (not including, however, bonds or other evidences of debts or stocks), an amount equal to one percent (1%) of the gross proceeds of sales of the business except where a different amount is expressly provided herein; provided, however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as a retailer, on the gross sales of the business;

(b) Upon every person, firm or corporation engaged or continuing, within Conecuh County, in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution within this State, or any athletic association thereof, or other association whether such institution or association be a denominational, a state, a county, or a municipal institution or association or a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within this State, an amount equal to one percent (1%) of the gross receipts of any such business.

(c) Upon every person, firm, or corporation engaged or continuing, within Conecuh County, in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one-third of one percent ($\frac{1}{3}$ of 1%) of the gross proceeds of the sale of said automotive vehicle, or truck trailer and semi-trailer;

(d) Upon every person, firm or corporation engaged or continuing, within Conecuh County, in the business of selling any used auto-

motive vehicle or truck trailer and semi-trailer, where such vehicles are bought for the purpose of resale, an amount equal to one-third of one percent ($\frac{1}{3}$ of 1%) of the gross proceeds of the sale of said automotive vehicle or truck trailer and semi-trailer; provided, however, that this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired by the retailer as part of the consideration for the sale, trade, or exchange, in this State of any new or used motor vehicle, truck trailer or semi-trailer; provided, that there are exempted from the provisions of this section and from the computation of the amount of the tax imposed under this section the gross receipts of any business and the gross proceeds of all sales which are presently exempted under the State Sales Tax statutes from computation of the amount of the State Sales Tax;

(e) The storage, use or other consumption in Conecuh County of tangible personal property purchased at retail for storage, use or other consumption in Conecuh County, at the rate of one percent (1%) of the sales price of such property, regardless of whether the retailer is or is not engaged in business in Conecuh County or in this State, except as provided in subsection (f) of this section; and

(f) The storage, use, or other consumption in Conecuh County of any new or used automotive vehicle, truck trailer or semi-trailer purchased at retail for storage, use or other consumption in Conecuh County, at the rate of one-third of one percent ($\frac{1}{3}$ of 1%) of the sales price of such automotive vehicle, truck trailer or semi-trailer; provided, **however, that this subsection shall not apply to the storage, use or other consumption in Conecuh County of any used automotive vehicle, truck trailer or semi-trailer purchased at retail in this State if it was acquired by the retailer as part of the consideration for the sale, trade or exchange in this State of any new or used motor vehicle, truck trailer or semi-trailer;**

Provided, however, that there are exempted from the provisions of this section and the tax imposed under this section the storage, use or other consumption of property the storage, use or other consumption of which are presently exempted under the State Use Tax statutes from the State Use Tax. Subject to the exemptions provided for in the preceding sentence, every person storing, using or otherwise consuming in Conecuh County tangible personal property purchased at retail shall be liable for the tax imposed under this section, and the liability shall not be extinguished until the said tax has been paid by such person as herein provided; provided, however, that a receipt from a registered seller given, pursuant to Section 5 of this act, to the purchaser of any property to be used, stored or consumed in Conecuh County shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 4. Dues Dates and Payment of and Reports Respecting, the Taxes herein Authorized. The taxes authorized to be levied in paragraphs (a), (b), (c), and (d) of Section 3 of this act shall be due and payable in monthly installments on or before the twentieth day of the month next succeeding the month in which the tax accrues; and the taxes authorized to be levied in paragraphs (e) and (f) of Section 3 of this act shall be due and payable quarterly on or before the twentieth day of the month next succeeding each quarterly period during which the storage, use or other consumption of the tangible personal property became taxable hereunder, each such quarterly period to end on the last days of each of the months of March, June, September and December. All taxes authorized in this act, when levied as provided herein, shall be paid to and collected by the State Department of Revenue at the same time and along with the collection of the State Sales Tax and the State Use Tax. On or prior to the due dates of the

taxes herein authorized to be levied each person subject to said taxes shall file with the State Department of Revenue a report or return in such form as may be prescribed by the department, setting forth, with respect to all sales and business that are provided in paragraphs (a), (b), (c), and (d) of Section 3 hereof to be used as a measurement of the tax levied under said paragraphs (a), (b), (c), and (d) of Section 3, a correct statement of the gross proceeds of all such sales and the gross receipts of all such business and setting forth, with respect to the tax levied under paragraphs (e) and (f) of Section 3 hereof, the total sales price of all property, the use, storage, or other consumption of which became subject to the tax imposed under said paragraphs (e) and (f) of Section 3 during the then preceding quarterly period; provided, however, that said reports shall include also such other items of information pertinent to the said taxes and the amount thereof as the State Department of Revenue may require. Any person subject to the taxes levied under paragraphs (a), (b), (c), and (d) of Section 3 hereof may defer reporting credit sales until after their collection, and in the event he so defers reporting them, he shall thereafter include in each monthly report all credit collections made during the month preceding, and shall pay the taxes due thereon at the time of filing such report. All reports or returns filed with the State Department of Revenue under this section shall be available for inspection by the governing body of Conecuh County, or its designated agent, at reasonable times during business hours.

Section 5. Collection, Payment and Report by Registered Sellers of Tax Authorized in Paragraphs (e) and (f) of Section 3. Every registered seller making sales of tangible personal property for storage, use or other consumption in Conecuh County (which storage, use or other consumption is not herein exempted from the tax authorized in paragraphs (e) and (f) of Section 3 hereof) shall at the time of making such sales or, if the storage, use or other consumption of such tangible personal property in Conecuh County is not then taxable under this act, at the time such storage, use or other consumption becomes taxable hereunder, collect the tax imposed under paragraphs (a), (b), (c), and (d) of Section 3 of this act from the purchaser, and shall give to the purchaser a receipt therefor in the manner and form prescribed by the State Department of Revenue. On the twentieth day of the month following the close of each quarterly period provided for in Section 4 hereof, each registered seller shall file with the State Department of Revenue a return for the preceding quarterly period in such form as may be prescribed by the department, showing the total sales price of the tangible personal property sold by such registered seller, the storage, use or other consumption of which became subject to the tax authorized to be imposed by paragraphs (e) and (f) of Section 3 of this act during the then preceding quarterly period; and each return shall be accompanied by a remittance of the amount of the tax herein required to be collected by such registered seller during the period covered by the return; provided, that any registered seller may defer collecting the tax with respect to credit sales until collection of the proceeds of such sales and may defer reporting credit sales until after their collection, but shall thereafter collect the said taxes along with collection of said credit sales and shall include in each quarterly report all credit collections made during the preceding quarterly period, and shall remit the taxes with respect thereto at the time of filing such report or return. Any person who has paid to a registered seller the tax with respect to the use, storage or other consumption of tangible personal property in Conecuh County need not file a report or make any further payment of the said tax, but each person who purchases tangible personal property, the storage, use or other consumption of which is subject to the tax authorized to be imposed by paragraphs (e) and (f) of Section 3 of this act and who has not

paid the tax due with respect thereto to a registered seller, shall report and pay the tax as required by Section 4 hereof.

Section 6. Tax to be Passed on to Purchaser, User or Consumer. Each person engaging or continuing within Conecuh County in a business subject to the taxes authorized to be levied in paragraphs (a), (b), (c), and (d) of Section 3 of this act shall add to the sales price or admission fee and collect from the purchaser or the person paying the admission fee the amount due by the taxpayer on account of said taxes authorized to be levied in said paragraphs (a), (b), (c), and (d) of Section 3; and every registered seller shall likewise add to the sales price and collect from the purchaser the amount of any tax which such registered seller is required by Section 5 hereof to collect. It shall be unlawful for any person subject to the tax authorized to be levied in said paragraphs (a), (b), (c), and (d) of Section 3 to fail or refuse to add to the sales price or admission fee and to collect from the purchaser or person paying the admission fee the amount herein required to be so added to the sales or admission price and collected from the purchaser, and it shall likewise be unlawful for any person subject to said tax to refund or offer to refund all or any part of the amount so collected or to absorb or advertise directly or indirectly the absorption or refund of said tax or any portion thereof. It shall likewise be unlawful for any registered seller to fail or refuse to add to the sales price and to collect from the purchaser the amount of the tax authorized to be imposed by paragraphs (e) and (f) of Section 3 of this act or to refund or offer to refund or absorb, or to advertise directly or indirectly the absorption of, said tax or any portion thereof.

Section 7. Enforcement and Collection of Taxes herein Authorized; Taxes Constitute a Lien on Property of Persons from Whom Due. The taxes imposed under this act shall constitute a debt due Conecuh County and may be collected by civil suit, in addition to all other methods provided by law and in this act. The said taxes, together with interest and penalties with respect thereto, shall constitute and be secured by a lien upon the property of any person from whom said taxes are due or who is required to collect said taxes. All of the provisions of the revenue laws of this State which apply to the enforcement of liens for license taxes due this State shall apply fully to the collection of the taxes levied hereunder, and the State Department of Revenue, for the use and benefit of Conecuh County shall collect such taxes and enforce this act and shall have and exercise for such collection and enforcement all rights and remedies that this State or the department has for collection of the State Sales Tax and the State Use Tax. The State Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this act, and to otherwise enforce the provisions of this act, including any litigation involving this act; and the department shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for Conecuh County.

Section 8. Adoption by Reference of State Sales Tax Statutes and State Use Tax Statutes, where Applicable. All provisions of the State Sales Tax statutes with respect to payment, assessment and collection of the State Sales Tax, making of monthly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the State Sales Tax statutes, the promulgation of rules and regulations with respect to the State Sales Tax, and the administration and enforcement of the State Sales Tax statutes, which are not inconsistent with the provisions of this act when applied to the tax levied under paragraphs (a), (b), (c), and (d) of Section 3 hereof, shall apply to the tax levied under paragraphs (a), (b), (c),

and (d) of the said Section 3; and all provisions of the State Use Tax statutes with respect to payment, assessment and collection of the State Use Tax, making quarterly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the State Use Tax statutes, the promulgation of rules and regulations with respect to the State Use Tax, and the administration and enforcement of the State Use Tax statutes, which are not inconsistent with the provisions of this act when applied to the tax levied under paragraphs (e) and (f) of Section 3 hereof, shall apply to the tax levied under paragraphs (e) and (f) of the said Section 3. The State Commissioner of Revenue and the State Department of Revenue shall have and exercise all of the same powers, duties and obligations with respect to the taxes levied under Section 3 hereof that are imposed on the commissioner and the department, respectively, by the State Sales Tax statutes and the State Use Tax statutes. All provisions of the State Sales Tax statutes and the State Use Tax statutes that are made applicable in this act to the taxes herein authorized to be levied and to the administration of this act are hereby incorporated herein by reference and made a part hereof as if fully set forth herein.

Section 9. Discounts allowed Retailers and Registered Sellers. Each person subject to the license tax provided for in paragraphs (a), (b), (c), and (d) of Section 3 hereof shall be allowed and may retain, out of the taxes levied under paragraphs (a), (b), (c), and (d) of said section 3 and payable by such retailer, a discount equal to two percent (2%) thereof. Each registered seller shall be allowed and may retain, out of the taxes required to be collected by such registered seller, a discount equal to three percent (3%) thereof.

Section 10. Disposition of Revenues from Taxes herein Authorized. The State Department of Revenue shall make an annual charge to Conecuh County for collecting the taxes herein authorized, such charge for each fiscal year to be an amount bearing the same relation and standing in the same ratio, to the total amount of the taxes collected hereunder that the total cost during the same fiscal year of collecting the State Sales Tax and the State Use Tax bears to the total amount of the State Sales Tax and the State Use Tax collected during that fiscal year; and the said annual charge for each fiscal year shall be retained by the State Department of Revenue out of the taxes collected hereunder during September of the same fiscal year. The Commissioner of Revenue shall pay into the state treasury all taxes collected under this act, as such taxes are received by the Commissioner; and on or before the first day of each successive month (commencing with the month following the month in which the Commissioner makes the first collections hereunder), the Commissioner shall certify to the State Comptroller the amount of taxes collected under the provisions of this act and paid by him into the state treasury for the benefit of Conecuh County during the month immediately preceding the making of such certificate; provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of Conecuh County during each September, the Commissioner shall deduct from the taxes collected in said month the aforesaid annual charge of the department for that fiscal year. It shall be the duty of the Comptroller each month to issue his warrant on the State Treasurer, in the amount so certified by the Commissioner of Revenue as having been collected under this act and paid during the then preceding month into the state treasury, and payable as follows: The amount so certified by the Commissioner as having been collected under this act and paid into the state treasury during the then preceding month is hereby appropriated for the school purposes hereinafter specified and shall be paid to the custodian of the public school funds of Conecuh

County. The said revenues from the taxes levied hereunder, and required under this section to be paid to the custodian of county school funds in Conecuh County, shall be used for constructing, rebuilding, enlarging, equipping and repairing public school buildings, and for other educational purposes, in Conecuh County.

Section 11. Severability Clause. In the event any section, sentence, clause or portion of this act should be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining sections, sentences, clauses or portions of this act, which shall continue effective.

Section 12. Effective Date of Act. This act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law. It is provided, however, that in the event the State levies additional sales and use taxes, or if the present rate of the State Sales Tax and State Use Tax is increased, this act shall expire and the levy and collection of taxes hereunder shall terminate immediately upon the taking effect of the act or acts levying such additional sales and use taxes or increasing the present rate of the State Sales Tax and the State Use Tax.

(July 25-Aug. 1-8-15-c)

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF CONECUH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. G. Bozeman, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 25, Aug. 1, Aug. 8, and Aug. 15, all in the year 1957.

R. G. BOZEMAN.

Sworn to and subscribed before me August 19, 1957.

MARSHALL BRITTAIN,
Notary Public.

My commission expires Dec. 13, 1960.

Also:

By Messrs. Harrison and Fite:

H. 979. To Provide for Appeals and Determination Thereof from Final Actions or Orders of the Public Service Commission; and Providing for a Special Three-Judge Court to Hear and Determine Such Causes.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 1124, 1125, 1126, 1127, 1112, 1111, 1110, 1098, 1097, 1122, 1090, 1113, and 1123—To the Committee on Local Legislation

H. B. 979—To the Committee on Judiciary

MOTION TO RECESS LOST

At 2:00 P. M., Mr. Van Antwerp moved that the Senate take a recess until 2:30 this afternoon, which motion was lost.

Yeas 7; Nays 27.

Yeas:

Messrs.:	Eddins	Givhan	Tate
Davis (Pickens)	Engelhardt	Hall	Van Antwerp

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Nays:

Messrs.:	Davis (Lowndes)	Lamberth	Robison
Allen	Dyar	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Goodwin	Metcalf	Smith
Calvin	Grisham	Moses	Vann
Cantrell	James	Newton	Yarbrough (Autauga)
Cooper	Jones	Roberts	Yarbrough (Randolph)

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MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolutions:

S. J. R. 83. Relative to "Little Boys Baseball Dixie Series Tournament."

Also:

S. J. R. 82. Relative to thanking Governor and Mrs. James E. Folsom for the delightful party on Monday evening, August 12.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Gilmer:

H. J. R. 95. RESOLVED, by the House of Representatives, the Senate concurring, that House Bill No. 833, by Gilmer and Lee (Barbour), which has passed both the House of Representatives and the Senate, be, and is, hereby known and designated as the Gilmer, Lee (Barbour), and Givhan Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Givhan, the Rules were suspended, and the resolution, H. J. R. 95, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Payne and McKay:

H. J. R. 101. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that Senate bill 137, which has passed both Houses be named the Leonard, Givhan, Moses, Davis (Lowndes), Skidmore, Shelton, Allen, Roberts, Adams (Jefferson), Adams (Tallapoosa), Albea, Ashworth, Bassett, Boyd, Bradford, Brannan, Branyon, Brassell, Brewer, Broadfoot, Brooks, Brown (Lamar), Burkhalter, Callahan, Cox, Crook, Davis, Dawkins, deGraffenried, Dement, DeSear, Dickson, Edwards (Escambia), Edwards (Jefferson), Faulk, Ferrell, Fite, Franklin, Gilchrist, Gilmer, Gregory, Grouby, Hain, Hall, Haltom, Hanby, Hardy, Hare, Harrison, Harvey, Hodges, Holliman, Huddleston, Hunt, Jenkins, Johnson (Elmore), Johnson (Tallapoosa), Kelly, Kendall, Kirkham, Lackey, Law, Lee (Barbour), Lee (Lawrence), McClendon, McKay, McLendon, McNider, Martin, Mathews, Mathison, Merrii, Money, Murphy, Nettles, Nice, Nolen, Oakley, Oden, Payne, Perry, Pirkle, Pruitt, Ramey, Reynolds, Richardson, Roberts, Rodgers, Selman, Shumate, Solomon, Speaks, Steagall, Stembridge, Summerlin, Taylor, Thomas, Tyson, Vacca, Ward, Windle, and Wood Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Givhan, the Rules were suspended, and the resolution, H. J. R. 101, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Payne and McKay:

H. J. R. 100. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that Senate Bill 124, which has passed both Houses be named the Leonard, Newton, Metcalf, Vann, Little, Cantrell, Grisham, Moses, Goodwin, Shelton, Yarbrough (Randolph), Bradford, Smith, Calvin, Givhan, Boutwell, Lamberth, Reeves, Engelhardt, Cooper, Flowers, Skidmore, Roberts, Adams (Jefferson), Adams (Tallapoosa), Albea, Ashworth, Bassett, Boyd, Bradford, Brannan, Branyon, Brassell, Brewer, Broadfoot, Brooks, Brown (Lamar), Burkhalter, Callahan, Cox, Crook, Davis, deGraffenried, Dement, DeSear, Dickson, Edwards (Escambia), Edwards (Jefferson), Faulk, Ferrell, Fite, Franklin, Gilchrist, Gilmer, Gist, Gregory, Grouby, Hain, Hall, Haltom, Hanby, Hardy, Hare, Harrison, Harvey, Hodges, Holliman, Huddleston, Hunt, Jenkins, Johnson (Elmore), Johnson (Tallapoosa), Kelly, Kirkham, Lackey, Law, Lee (Barbour), Lee (Lawrence), Locke (Perry), McClendon, McKay, McLendon, McNider, Martin, Mathews, Mathison, Merrill, Money, Murphy, Nettles, Nice, Nolen, Oakley, Oden, Payne, Perry,

Pirkle, Pruitt, Ramey, Reynolds, Richardson, Roberts, Rodgers, Selman, Solomon, Speaks, Steagall, Stembridge, Summerlin, Taylor, Thomas, Vacca, Ward, Windle, and Wood Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Metcalf, the Rules were suspended, and the resolution, H. J. R. 100, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Ramey and Richardson:

H. J. R. 104. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the members of the Legislature have learned with deep regret of the death on Saturday, August 24, in Athens, Alabama, of Mr. Wilburn L. Martin, father of Representative W. L. Martin; and extend sincere sympathy to Representative Martin and his family for their great loss.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Hall, the Rules were suspended, and the resolution, H. J. R. 104, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Goodwyn, deGraffenried, Callahan, Dawkins, Hall and Nolen:

H. J. R. 103. Whereas the feature article on Partlow State School, which appeared in The Montgomery Advertiser-Journal on Sunday, August 18, 1957, and which was written by Advertiser reporter Lillian DeLoach, was an outstanding presentation of an often neglected subject; and

Whereas this article graphically described the conditions which exist at the school, pointed up its need for additional funds and personnel, and brought out the great good which has been done by an organization of volunteers known as the Patrons of Partlow; and

Whereas the publication of this article has resulted in the receipt of a number of contributions to the Patrons of Partlow, as well as many requests from persons desiring to sponsor a child at the school; and

Whereas the members of the Legislature wish to commend the writer of this article for her outstanding journalistic achievement, and express their appreciation to her for the benefit which has accrued to Partlow State School as a result of the article's publication; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby commend Advertiser reporter Lillian DeLoach for her outstanding feature article on Partlow State School, and do hereby express their appreciation to the writer and to The Montgomery Advertiser-Journal for writing and publishing the article and thereby bringing to the attention of the people of Alabama and the Legislature the needs of Partlow State School and of the patients who are being cared for in that institution.

Be it further resolved, that Clerk of the House transmit a duly authenticated copy of this resolution to the editor of The Montgomery Advertiser and to Advertiser reporter Lillian DeLoach.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Allen, the Rules were suspended, and the resolution, H. J. R. 103, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Davis:

H. J. R. 106. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That the Bill, H. 57, proposing an amendment to the Constitution of Alabama relating to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County, which has passed both houses and has been enrolled, signed, and deposited with the Secretary of State, is hereby recalled for further consideration by the Legislature, and the Secretary of State is requested to return the same to the House.

Resolved further, that the Clerk of the House is directed to send, forthwith, a true copy of this resolution to the Secretary of State.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Allen, the Rules were suspended, and the resolution, H. J. R. 106, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dawkins:

H. J. R. 99. Whereas the Legislature understands that approximately two-thirds of the fifty-five civilian staff members of the Research Studies Institute of the Air University, at Maxwell Air Force Base, have

been laid off, as a result of a recent reduction in force at the Air University; and

Whereas the people whose employment was terminated are highly-trained specialists in the social and natural sciences, many of whom possess the Ph.D. degree, and many of whom had been employed for fifteen years or longer at the Air University; and

Whereas the background of most of these persons is academic in nature, and the reduction in force came at such a time as to make it almost impossible for them to find employment this year at institutions of higher learning; and

Whereas these persons have become permanent residents of the City of Montgomery, are highly respected in that city, and have made many notable contributions to the cultural and social life of Montgomery; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby respectfully request the Senators from Alabama in the United States Senate to conduct an investigation of the circumstances which caused the termination, without adequate notice, of the employment of these valuable citizens of Montgomery, and to exert themselves to the utmost in behalf of these citizens, toward the end that they may maintain their employment and residence in the City of Montgomery.

Be it further resolved, that the Clerk of the House transmit a duly authenticated copy of this resolution to Senator Lister Hill and to Senator John Sparkman, at Washington.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Robison, the Rules were suspended, and the resolution, H. J. R. 99, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Gilchrist, Kendall:

H. J. R. 107. Whereas the cotton allotment program, as it is now being administered, is creating undue and extreme hardship upon individual cotton farmers in this State, and is causing reductions in many cases up to and in excess of 50 per cent of normal cotton acreage on individual farms in Alabama; and

Whereas the national reduction in cotton acreage, since the free-planting year of 1953, has only been about 28 per cent, but this State has taken reductions drastically in excess of that amount for that period, and many individual farms and farmers have taken reductions in excess of the state reductions, percentage-wise, and these reductions are in many instances in excess of twice the percentage reduction for the nation as a whole, and almost all Alabama farms have taken reductions in excess of 28 per cent; and

Whereas these reductions have caused, and will continue to cause, wholesale financial distress upon the entire agricultural economy of this State, and as a result of this unwarranted and unnecessary financial distress many farmers have been, and will continue to be, forced off their land, others will be forced on relief, and those remaining can expect little more than a bare existence; and

Whereas the numerous severe cases of individual hardship brought about by these drastic reductions in cotton acreage have caused a state of emergency throughout the entire cotton industry in Alabama; and

Whereas immediate relief is mandatory if our cotton farmers are to avoid wholesale bankruptcy, and the resulting disastrous effect upon the entire economy of this State; and

Whereas a new approach to the national cotton situation is imminent in the next session of Congress, and it is highly desirable and imperative that the views of Alabama cotton farmers and others engaged in the cotton industry in this State be ascertained and transmitted to the Alabama congressional delegation for their information and use in acting on any proposed federal legislation; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That a committee is hereby created to study the problems involved in the production and processing of cotton in this State. The committee shall be composed of one member from each Congressional District in the State. Within ten days after the passage of this resolution, the senators and representatives residing in each Congressional District shall meet at a time and place designated by the Clerk of the House, and those present shall proceed to elect a member of the committee from that Congressional District. The Clerk of the House of Representatives shall give each Senator and Representative personal notice of the time and place set for such meeting. The election shall be conducted in such manner as each participating group may determine, and the chairman of the group shall certify to the Clerk of the House the name of the person elected to the committee. Members of the committee shall be notified of their election by the Clerk, who shall also set a time and place for the organizational meeting of the committee. At the organizational meeting, the committee shall by majority vote elect a chairman and vice-chairman from among its members. Vacancies on the committee resulting from any cause shall be filled by majority vote of the remaining members. On call of the chairman, the committee shall hold hearings in various sections of the State, and shall receive testimony and evidence from cotton farmers and others interested in the cotton industry in this State. The committee shall advise with individual cotton farmers concerning the administration of the present federal cotton acreage control laws, and shall, from time to time, advise with the Alabama congressional delegation on any pending federal legislation designed to affect cotton farmers or the cotton industry in this State. The committee shall file a final report with the Legislature not later than the fifth legislative day of the 1959 regular session. Each member shall receive thirty dollars (\$30.00) for each day's actual attendance at a meeting of the committee, upon certificate by the chairman, but no member shall receive per diem for more than a total of thirty days. Such expenses shall be paid out of any funds appropriated for the use of the Legislature.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Givhan, the Rules were suspended, and the resolution, H. J. R. 107, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Johnson (Tallapoosa):

H. J. R. 102. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that House Bill 133, which has passed both Houses be named the Dawkins, Mathews, Hawkins, Hall and McClendon Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended, and the resolution, H. J. R. 102, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Board of Plumbers Examination and Registration.

Respectfully submitted,
RALPH HAMMOND,
Executive Secretary.

AUGUST 26, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, the following as members of the Board of Plumbers Examination and Registration:

Floyd W. Dimon, Jr., Birmingham, Alabama, Journeyman Plumber—Term expires October 31, 1959

W. T. Hammond, Birmingham, Alabama, Health Officer—Term expires October 31, 1959

John R. Stewart, Birmingham, Alabama, Public Representative—Term expires October 31, 1960

C. J. Harrub, Mobile, Alabama, Public Representative—Term expires October 31, 1960

Respectfully,
JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Boutwell, the Rules were suspended and the Senate confirmed the appointments of Mr. Floyd W. Dimon, Jr., W. T. Hammond, Birmingham, Mr. John R. Stewart, Birmingham, and C. J. Harrub, Mobile, as members of the Board of Plumbers Examination and Registration, which said appointments are set out in the foregoing Message from His Excellency, the Governor.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Lackey, Nice, Vacca, Perry, Edwards (Jefferson), Adams (Jefferson), and Kaul:

H. 1140. To fix the compensation of election officers in certain elections held in counties which now have, or which may hereafter have, a population in excess of 500,000, according to the last or any subsequent Federal decennial census.

Also:

By Messrs. Lackey, Kaul, Vacca, Nice, Adams (Jefferson), Perry and Edwards (Jefferson):

H. 1141. To authorize the county board of education and each city board of education in any county in this state having a population of 400,000 or more, according to the last or any subsequent federal census, to sell and issue from time to time interest bearing tax anticipation warrants for the purpose of acquiring, providing, constructing and equipping public school buildings and appurtenant buildings and facilities, including, without limitation, school busses; to provide that such warrants shall be payable, as to both principal and interest, solely from the proceeds of any ad valorem tax or privilege or license tax paid, allocated or apportioned to or for the benefit of the board of education issuing such warrants; to require the pledge of such tax proceeds for the benefit of such warrants; to specify the effect and priority of each such pledge; to specify the manner in which any such warrants shall be sold; to authorize the refunding of any such warrants; to require the approval by the state superintendent of education for the issuance of any such warrants and to specify the effect of such approval; to provide that any such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that any such warrants and interest coupons applicable thereto, and all income derived therefrom, shall forever be exempt from all state, county, municipal and other taxation under the laws of Alabama; and to provide that the powers granted in this act shall be cumulative and that all boards of education subject to the provisions of this act shall continue to have all powers granted them by Article 4 of Chapter 10 of Title 52 of the Code of Alabama of 1940, as amended.

Also:

By Messrs. Vacca, Edwards (Jefferson), Nice, Lackey, Perry, and Adams (Jefferson):

H. 1142. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is less than Twenty Dollars (\$20.00); repealing conflicting laws:

Also:

By Messrs. Lackey, Vacca, Perry, Nice, Kaul, Edwards (Jefferson), and Adams (Jefferson):

H. 1143. To authorize the county commission of Jefferson County to levy additional privilege license and excise taxes for public school purposes within the county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violation of the Act.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

A BILL TO BE ENTITLED AN ACT

STATE OF ALABAMA COUNTY OF JEFFERSON

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment, will be made, to-wit:

To authorize the county commission of Jefferson County to levy additional privilege license and excise taxes for purpose of public school construction and operation within the county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violation of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Commission of Jefferson County is authorized to order an election to determine whether special county privilege license and excise taxes in the amounts hereinafter provided should be levied for purposes of public school construction and operation within the county. The Sheriff must give notice at least thirty days before any election to be held under this act by publication in some newspaper in the county of the time of holding and the purpose of the election. Such election shall be held at the next general or special election at which the qualified voters of Jefferson County are eligible to participate therein and the question of the imposition of the tax here involved shall be submitted at that election and none other. Costs of such election shall be borne by the county school systems within Jefferson County and shall be apportioned on the basis of the average daily attendance of pupils at the schools within each such school system during the preceding school year.

Section 2. The county commission of Jefferson County shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of the special taxes the county commission of Jefferson County may by resolution or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege or license tax against the person on account of business activities in an

amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, and a county excise tax, as follows:

1. Upon every person, firm, or corporation engaged or continuing within Jefferson County in business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character (not including, however, bonds or other evidences of debt or stocks), an amount equal to one per cent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified when his books are kept so as to show separately the gross proceeds of sales of each business and when his books are not so kept he shall pay the tax as retailer, on the gross sales of the business.

2. Upon every person, firm, or corporation engaged or continuing within Jefferson County in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution, or any athletic association thereof, or other association, whether such institution or association be denominational, a state, county, or city school, or other institution, association, or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or place or places where an admission fee is charged including public bathing places, public dance halls of every kind and description, conducted or carried on within Jefferson County, an amount equal to one per cent of the gross receipts of any such business.

3. An excises tax on the storage, use, or other consumption in Jefferson County of tangible personal property purchased at retail, at the rate of one per cent of the sales price of such property.

4. Upon every person, firm, or corporation engaged or continuing within Jefferson County in the business of selling any automotive vehicle or truck trailer and semi-trailer, an amount equal to one-third of one per cent of the gross proceeds of the sale of such automotive vehicle, truck trailer, and semi-trailer.

5. Upon every person, firm, or corporation engaged or continuing within Jefferson County in the business of selling any used automotive vehicle or truck trailer or semi-trailer, where such vehicles are bought for purposes of resale, an amount equal to one-third of one per cent of the gross proceeds of the sale of said automotive vehicle or truck trailer and semi-trailer; provided, however, this subsection shall not apply to the sale of any used automotive vehicle or truck trailer or semi-trailer where it was acquired as a part of the consideration for the sale, trade, or exchange, in the county of any new or used motor vehicle, truck, trailer, or semi-trailer.

6. An excise tax on the storage, use, or other consumption in the county of any new or used automotive vehicle, truck trailer, or semi-trailer purchased at retail on or after the date a tax is imposed under the authority of this Act for storage, use, or other consumption in the county at the rate of one-third of one per cent of the sales price of such automotive vehicle, truck trailer, or semi-trailer.

The taxes authorized to be levied by this Act shall be subject to all definitions, exemptions, proceedings, rules, regulations, requirements, fines penalties, punishments, and deductions as are provided in Section

752 through Section 811, and Articles 10 and 11, of Chapter 20, Title 51, Code of Alabama (1940), and all acts amendatory thereof or supplementary thereto, except where inapplicable or where herein otherwise provided, all of which are adopted and made a part hereof by reference, including the provisions for the enforcement and collection thereof.

Every person storing, using, or otherwise consuming in Jefferson County any tangible personal property purchased at retail shall be liable for the tax authorized to be imposed by Paragraph 3 or 6 above, and the liability shall not be extinguished until the tax has been paid, provided that a receipt from a retailer maintaining a place of business in the county showing the payment of said tax shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 3. The taxes herein authorized, when levied in accordance with the provisions of this act, shall be collected by the Department of Revenue of the State of Alabama, at the same time and along with the collection by that department of taxes levied and collected for the State of Alabama under the provisions of Section 752 through Section 811, and Articles 10 and 11, of Chapter 20, Title 51, Code of Alabama (1940), and all acts amendatory thereof or supplementary thereto, and all reports now required to be made to the Commissioner of Revenue shall, on the request of the Department of Revenue, be available for inspection by the president of the county commission of Jefferson County, or his designated agent, at reasonable times during business hours. The State Department of Revenue shall prepare and distribute such reports, forms and other information as may be necessary for the collection of the county taxes authorized to be levied by this Act, and shall have all the authority and duties in connection with such taxes as are now given by law to the Department of Revenue or the Commissioner of Revenue in connection with the collection of the state sales and use taxes provided for by Section 752 through Section 811, and Articles 10 and 11, of Chapter 20, Title 51, Code of Alabama (1940), and all acts amendatory thereof or supplementary thereto. It shall be the duty of the Commissioner of Revenue to pay into the State Treasury all taxes collected under this Act; and on or before the first day of the following month, the Commissioner shall certify to the State Comptroller the amount of special taxes levied and collected under the provisions of this Act for the use and benefit of Jefferson County during the calendar month immediately preceding the month of making such certificate. Whereupon, it shall be the duty of the Comptroller to issue his warrants on the State Treasurer, payable as follows, in a total amount equal to the amount so certified by the Commissioner of Revenue as having been collected for the use of Jefferson County and paid in to the State Treasury. The Comptroller shall apportion among the city and county school systems within the county the amount so certified by the Commissioner of Revenue as having been collected for the use of the county. He shall make such apportionment on the basis of the average daily attendance of pupils at the schools within each school system, during the preceding school year, and shall pay to the custodian of school funds of each such school system that system's prorata share of the proceeds. Such proceeds shall be expended under the direction of the city or county board of education having jurisdiction of the school system to which such proceeds are paid, and shall be used for the same purposes as other general tax receipts now at the disposal of the boards of education in Jefferson County.

Section 4. The Department of Revenue shall charge Jefferson County for collecting the special taxes herein authorized a percentage of the taxes to be computed on the same basis as the total cost of collecting the state sales and use taxes bears to the total amount of state sales and use taxes collected for each fiscal year ending September 30. Such charge for collecting the special taxes shall be deducted once each year from the special sales and special use tax collected in the month of September of

each year before certifying the amount of special sales and special use taxes due Jefferson County for that month. The Department of Revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this Act, and otherwise to enforce the provisions of this Act, including any litigation involving the Act, and the Department of Revenue shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the county.

Section 5. The taxes authorized herein, together with the interest and penalties which are authorized by this Act, shall be a lien upon the property of any person, firm, or corporation liable for taxes under the provisions of this Act and all of the provisions of the revenue laws of the State of Alabama applying to or relating to the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of taxes levied under the authority of this Act. The taxes authorized by this Act shall be in addition to all other licenses and taxes levied by law as a condition precedent to engage in any business taxable hereunder in Jefferson County.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this Act are repealed.

Section 8. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.
Messenger — July 27; Aug. 3, 10, 17, 1957.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA JEFFERSON COUNTY

Before me, the undersigned authority in and for said County in said State, personally appeared Eleanor Abercrombie who, being by me first duly sworn, deposes and says that she is the PUBLISHER of THE BIRMINGHAM MESSENGER, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of July 27, Aug. 3, 10, 17, 1957, a legal notice, a copy of which is hereto attached.

ELEANOR ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 13 day of August, 1957.

BILLIE FOSTER,
Notary Public.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1140, 1141, 1142, and 1143—To the Committee on Local Legislation

REPORTS OF COMMITTEES

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Dawkins, Hall, Kendall and Goodwyn:

H. 937. To amend Section 31 of Title 17 of the 1940 Code of Alabama, as amended.

By Mr. Eddins:

S. 187. To outlaw common-law marriages and provide that persons cohabiting as man and wife in the status known as common-law marriage shall be guilty of concubinage.

By Mr. Eddins:

S. 188. To amend Section 437 of Title 14, Code of Alabama (1940), which defines the offense of vagrancy.

By Mr. Robinson (by request):

S. 433. To amend further Section 17 of Title 36, Code of Alabama (1940), which relates to the giving of signals on starting, stopping, turning, and backing motor vehicles.

By Mr. Robison (by request):

S. 434. To amend further Section 41 of Title 36, Code of Alabama (1940), which relates to additional lights or lighting equipment permissible on motor vehicles.

By Mr. Robison (by request):

S. 435. To amend further Section 89 of Title 36, Code of Alabama (1940), which limits the size and weight of motor vehicles and loads.

By Mr. Robison (by request):

S. 436. To amend further Section 26 of Title 36, Code of Alabama (1940), which relates to the stopping, standing, or parking of motor vehicles in certain places.

By Mr. Robison (by request):

S. 437. To amend Section 3 of Act No. 427, H. 316, approved July 9, 1945 (General Acts of Alabama, 1945, p. 670), entitled "An Act To provide that the driver of any vehicle involved in an accident resulting in injury or death to any person or damage to property shall immediately stop such vehicle at the scene of such accident; To define the duties of such driver; To fix the punishment for anyone violating this Act or any provision thereof and for the revocation of his driver's license; To repeal all laws and parts of laws in conflict herewith; And to provide for the effective date of this Act," by providing further for the revocation of the driver's license of any person convicted of violating any provision of the Act.

By Mr. Robison (by request):

S. 438. To amend Section 1 of Act No. 22, H. 1, approved May 26, 1953 (Acts of Alabama, 1953, p. 25), entitled "An Act To provide for the speed of motor vehicles on the highways of this State; to make it a misdemeanor to violate the provisions hereof, and to provide for the punishment thereof," by regulating the speed of any motor vehicle towing a house trailer.

By Mr. Robison (by request):

S. 439. To amend Section 37 of Title 36, Code of Alabama (1940), which prohibits the operation of certain motor vehicles on the highways unless equipped with a mirror so located as to reflect to the driver a view of the highway to the rear of the vehicle, by requiring every motor vehicle operated on the highways to be equipped with such a mirror.

By Mr. Robison (by request):

S. 440. To amend Sections 42 and 45 of Act No. 516, H. 769, approved August 30, 1949 (Acts of Alabama, 1949, p. 740), entitled "An Act To regulate further the use of the highways of the State by pedestrians and vehicles; prescribing equipment of certain vehicles and further prescribing rules and regulations governing traffic and the operation of vehicles on the highways; providing the method of enforcing this Act; and prescribing penalties for violations hereof."

By Messrs. Perry and Nice:

H. 87. To provide costs and fees to be charged by the Sheriff of a County for handling prisoners arrested at the request of a demanding State for extradition.

By Messrs. Speaks, Gist, Harrison and Brassell:

H. 199. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs.

By Mr. Harrison:

H. 238. To amend further Section 3 of Title 54, Code of Alabama (1940), which relates to the appointment, term, and compensation of a chief deputy to the sheriff in each of the various counties.

By Mr. Hall:

S. 488. To amend Act No. 547 of the 1955 Regular Session of the Legislature of Alabama approved September 9, 1955, so as to provide an exemption for motor vehicles engaged in the transportation of sand, gravel and earth or road building materials for the Federal government, the State or municipalities.

By Mr. Faulk:

H. 507. To provide for the construction of rural mailbox turnouts on Alabama highways.

By Messrs. Hare, Stokes and Kendall:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

By Mr. Adams (Tallapoosa):

H. 547. To amend Section 347 of Title 37 of the Code of Alabama of 1940 so as to provide that if the resolution authorizing the issuance of revenue anticipation bonds under Subdivision 4 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940 contains a reservation of the right to issue additional bonds payable out of the same revenue on a parity of lien with those issued under said resolution then such additional bonds may be issued with such parity of lien.

By Mr. Locke (Perry):

H. 754. To provide for the correction or perfecting of marriage records.

By Mr. Ashworth:

H. 889. To amend Section 12, Title 12, Code of Alabama 1940, as amended by Act No. 344, General Acts 1945, page 560.

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following

bills and ordered same returned to the Senate without recommendation, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Metcalf (without recommendation):

S. 280. To define and regulate through licensure the practice of landscape architecture; establishing the State Board of Landscape Architects, and prescribing its powers and duties; prescribing qualifications of licensees to practice landscape architecture, fees for such licenses and penalties for violations of this Act; authorizing the State Board of Landscape Architects to examine applicants for licenses to practice landscape architecture, and to issue, deny, suspend and revoke such licenses; providing for appeals from decisions of the board to the courts of this State; providing for the collection and disbursement of examination and license fees and penalties; and providing for the enforcement of this Act.

By Mr. Goodwin (without recommendation):

S. 416. To amend Section 33 of Title 34, Code of Alabama 1940, which regulates the allowance of alimony to the wife when the decree of divorce is against the wife, in order to forbid such allowance when the ground for divorce is voluntary abandonment by the wife and authorize the cessation of payment of such allowance which has previously been made.

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Adams (Jefferson):

H. 352. To amend Section 37, Title 58, Code of Alabama (1940), which relates to the period of time after the expiration of which certain fiduciary funds may be paid into the county treasury.

By Mr. Johnson (Tallapoosa):

H. 672. Providing for the filling in of certain abandoned wells; authorizing the State Board of Corrections and the governing bodies of the counties to engage in such work.

By Mr. Fite:

H. 702. To amend further Section 18 of Title 19, Code of Alabama (1940), which relates to suspension of the judgment on appeal in condemnation proceedings.

By Mr. Faulk:

H. 865. To authorize the director of public safety to adopt standards and specifications and promulgate rules and regulations applicable to lighting equipment on and special warning devices to be carried by motor vehicles operated by rural mail carriers.

By Messrs. Brown (Lee) and Davis):

H. 917. To make it unlawful for a retail dealer in liquid motor fuels to post or advertise the price of gasoline or any other liquid motor fuel unless the fractional cents in such price appear in the advertisement in figures at least half as large as the whole cents in such price; and to prescribe a penalty for violation of this Act.

By Messrs. Murphy et al:

H. 927. To amend further Section 253, Title 45, Code of Alabama (1940), so as to provide that the longest term of imprisonment to which a prisoner is sentenced, when sentences are imposed to run concurrently, shall be considered as the prisoner's term of imprisonment for the purpose of computing good conduct deductions.

By Messrs. Murphy et al:

H. 928. To amend further Section 32, Title 45, Code of Alabama (1940), so as to authorize the imposition of concurrent sentences.

By Messrs. Davis (Pickens), Robison and Hall:

S. 510. Relating to civil remedies and procedure; providing that in any civil action proof that an alleged act of a party or parties was committed by or through an agent, servant or employee of such party or parties shall be sufficient proof of the allegation, but giving such party or parties the right to plead the statute of limitations applicable to the case made by the evidence offered.

By Mr. Skidmore:

S. 529. To Provide for Appeals and Determination Thereof from Final Actions or Orders of the Public Service Commission; and Providing for a Special Three-Judge Court to Hear and Determine Such Causes.

By Mr. Mathews:

H. 627. To amend further Section 1 of Act No. 288, S. 161, approved July 7, 1945 (General Acts of Alabama, 1945, p. 478), which provides for the commissioning of supernumerary circuit judges.

By Mr. deGraffenried:

H. 644. To Amend Section 18 of Act No. 375, H. B. 1006, approved September 8, 1955 (Acts of Alabama, Regular Session 1955, page 901), entitled "An Act To Provide for the taking of Depositions of Witnesses or Parties upon oral examination for discovery or for use as evidence; to prescribe the scope of the examination, use of such depositions, effect of using such depositions; to provide a method of compelling the attendance of the person sought to be examined; and to prescribe penalties for the failure of such person to appear for such examination".

By Messrs. Hall, Goodwyn, Dawkins and Nolen:

H. 821. To provide for the payment of pensions and other benefits to employees of the State, or of any political subdivision of the State, whose compensation is paid from funds derived from more than one unit of government.

By Messrs. Nice et al:

H. 910. To amend Section 11 of Title 27 of the Code of Alabama (1940), which relates to proceedings to legitimate bastard children.

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, with amendment, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Harrison et al (with amendment):

H. 615. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

By Messrs. Harrison et al (with amendment):

H. 616. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

By Messrs. Harrison et al (with amendment):

H. 617. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the

following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Hawkins and Dawkins:

H. 8. To provide a Revolving Fund for the Department of Finance, Division of Service Mail and Supply Room; and to make an appropriation thereto.

By Messrs. Brown (Lamar), Oden and Branyon:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Simon and Tyson (without recommendation) (with substitute):

H. 710. To amend further Section 152, of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Speaks:

H. 895. To provide for the operation of Thorsby Institute in Chilton County as a high school in the public school system of said county; making appropriations for that purpose.

By Messrs. Hawkins and Dawkins:

H. 10. To make an appropriation for the support of the Council of State Governments.

By Messrs. Hawkins and Dawkins:

H. 9. To make an appropriation for the support of the Southern Regional Council on Mental Health Training and Research.

By Messrs. Windle and Davis:

H. 148. Relating to revenue; amending Section 585 of Title 51, Code of Alabama (1940), which prescribes the license tax for operators of saw mills, heading mills, and stave mills.

By Messrs. Tyson, Simon and Murphy:

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

By Mr. Hawkins:

H. 954. To amend Title 22, Section 199, Code of Alabama 1940, as amended, which relates to care and treatment of tubercular patients.

By Messrs. Hawkins and Hanby:

H. 956. To amend further Section 425 of Title 51, Code of Alabama (1940), which relates to the excise tax on financial institutions.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Stenbridge et al (with substitute):

H. 957. To amend further Section 3 of Act No. 228, S. 21, approved July 31, 1947 (General Acts of Alabama, 1947, p. 92), entitled "An Act to provide additional supernumerary judges for the State, prescribing their duties and powers, fixing their compensation and tenure of office, and making an appropriation to pay their salaries."

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Hain et al:

H. 848. To amend an act approved September 5, 1951, entitled "An Act To create a State Bureau of Publicity and Information, transferring to it the functions, funds, jurisdiction, authority, personnel, property and effects of the Division of Records and Reports, providing for the appointment of a Director of Publicity and an advisory board, abolishing the office of Director of the Division of Records and Reports, conferring exclusive power upon the Bureau to plan and conduct all state programs of tourist advertising, and making an appropriation for that purpose" (Act No. 712, H. 48, Acts of 1950-51, Vol. II, p. 1250).

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Dawkins et al (with substitute):

H. 977. To make additional annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Skidmore:

S. 534. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or

letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

By Mr. Dyar (with notice and proof):

S. 536. Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

By Mr. Metcalf (with notice and proof):

S. 537. Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

By Mr. Metcalf (with notice and proof):

S. 538. Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

By Mr. Metcalf (with notice and proof):

S. 539. Relating to Geneva County: to authorize and direct the county governing body of such county to reimburse the sheriff of such county for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

By Mr. Smith (with notice and proof):

S. 540. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering

to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

By Mr. Robison (with notice and proof):

S. 541. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

By Mr. Van Antwerp:

S. 543. To fix the compensation of the coroner in all counties having a population of not less than 140,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

By Mr. Van Antwerp:

S. 544. To amend Section 1 of the act approved August 18, 1955 entitled "**An Act To create in every county having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent decennial federal census, the position of Coroner's Pathologist; to fix the qualifications therefor; to provide the method of his appointment and to fix his compensation and the manner in which it shall be paid,**" (Act No. 256, S. 292, 1955 Acts, Vol. I, p. 600).

By Mr. Van Antwerp:

S. 545. To amend further Section 1 of the act approved July 6, 1943 entitled "**An Act To provide an Assistant for County Coroner in all counties having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census,**" (Act No. 563, S. 427, 1943 General Acts 561).

By Mr. Boutwell:

S. 546. To apply in and only in each county in this state having a population of 500,000 or more, according to the 1950 or any succeeding decennial federal census: To regulate junk dealers and scrap metal processors in such counties; to provide for inspection prior to purchase or sale, **melting, altering or defacing of certain scrap;** to make the purchase or sale, melting, **altering or defacing of other scrap lawful;** to require a record of each purchase of scrap; to require a daily report of **purchases** from retail sources to the chief law enforcement officer of such county; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such county to prohibit the sale or disposition of certain scrap; To give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the counties to which this Act applies.

By Mr. Roberts (with notice and proof):

S. 547. To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

By Mr. Roberts:

S. 548. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

By Mr. Kelly (with notice and proof):

H. 1059. To authorize the court of county commissioners, board of revenue or like governing body of Winston County to levy additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue, and for the distribution and use of the proceeds thereof; and to provide for the enforcement of the Act.

By Mr. Grouby (with notice and proof):

H. 1067. Relating to Autauga County; providing further for the distribution of fines and forfeitures in certain cases.

By Messrs. Vacca et al:

H. 1073. To amend further Section 173 of Title 13, Code of Alabama (1940), which relates to civil cases, when tried; chief justice appoints additional judges.

By Messrs. Dickson and Brooks (with notice and proof):

H. 1075. Relating to privilege licenses; levying an additional tax upon sellers of malt or brewed beverages who are engaged in that business in Lowndes County; Providing for the assessment, collection, and use of the proceeds of the tax and for the adoption and promulgation of rules and regulations therefor by the governing body of said county; defining violations of the Act; and prescribing penalties therefor.

By Messrs. Dickson and Brooks (with notice and proof):

H. 1076. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of Lowndes County.

By Messrs. Roberts and Reynolds (with notice and proof):

H. 1077. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

By Messrs. Reynolds and Roberts (with notice and proof):

H. 1078. For the relief of I. Schiffman and Company, Incorporated; authorizing the court of county commissioners, board of revenue or other like governing body of Madison County to make an appropriation from the county treasury to compensate I. Schiffman and Company, Incorporated for certain damages.

By Messrs. Reynolds and Roberts (with notice and proof):

H. 1079. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

By Messrs. Reynolds and Roberts (with notice and proof):

H. 1080. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

By Messrs. Johnson (Tallapoosa) and Adams (Tallapoosa) (with notice and proof):

H. 1083. Relating to Tallapoosa County; authorizing the coroner to appoint a deputy, and providing for the compensation of such deputy.

By Messrs. Adams (Tallapoosa) and Johnson (Tallapoosa) (with notice and proof):

H. 1084. To provide for and regulate the selecting and empaneling of juries and alternate jurors in the circuit court of Tallapoosa County.

By Messrs. Adams (Jefferson) et al:

H. 1082. Relating to counties in this State having a population of more than five hundred thousand according to the last or any subsequent federal decennial census; to authorize and direct the county governing body of such counties to allow and pay a certain sum to the judge of any inferior court in the county whose annual compensation is less than five thousand nine hundred dollars and who regularly holds court in more than one precinct in the county to reimburse him for certain transportation expenses incurred in the discharge of his duties.

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1081. Relating to Montgomery County; proposing an amendment to the Constitution of Alabama to provide that the Legislature may from time to time, by general or local laws, fix, alter and regulate the costs and charges of courts in Montgomery County and the method of disbursement thereof.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Selman (with notice and proof):

H. 1092. Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

By Messrs. Selman and Shumate:

H. 1094. Relating to counties having a population of not less than 63,750 nor more than 72,750, according to the last or any subsequent federal decennial census; further defining the police jurisdiction of certain incorporated municipalities situated in such counties.

By Mr. Stokes (with notice and proof):

H. 1095. Relating to the municipality of Enterprise, in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

By Messrs. Merrill and Albea (with notice and proof):

H. 1096. To authorize the City of Anniston, Alabama, to sell to Alabama Society for Crippled Children & Adults, a corporation, for its reasonable market value the South 50 feet of Lots 15, 16, 17 & 18, in Block 151, according to the Map of the Anniston City Land Company, said property being situated in the City of Anniston, Calhoun County, Alabama.

By Mr. Speaks:

H. 1100. To provide for the compensation of deputies of the sheriff in all counties having a population of not less than 26,700 nor more than 27,000, according to the last or any subsequent federal decennial census.

By Messrs. Richardson and Ramey (with notice and proof):

H. 1104. To amend Sections 1, 2 & 4 of Act No. 86 of the Regular Session of the Legislature of Alabama, Approved June 21, 1957, entitled "An Act, Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama."

By Messrs. Haltom and Broadfoot (with notice and proof):

H. 1105. Relating to Lauderdale County: To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in the circuit court in Lauderdale County.

By Messrs. Haltom and Broadfoot (with notice and proof):

H. 1106. Relating to Lauderdale County: To amend further Section 1 of Act No. 31, S. 128, approved May 20, 1943, which allowed the sheriff of Lauderdale County an additional deputy, fixed the compensation of such additional deputy, and provided for the payment thereof out of the general funds of Lauderdale County (Local Acts of Alabama, 1943, page 18).

By Messrs. Haltom and Broadfoot (with notice and proof):

H. 1107. Relating to Lauderdale County: To amend further Section 14 of the act which established the Law and Equity Court of Lauderdale County, which act was passed over the Governor's veto on May 29, 1931 (Local Acts of 1931, page 72).

By Messrs. Haltom and Broadfoot (with notice and proof):

H. 1108. Relating to Lauderdale County; authorizing any savings and loan associations operating in such county to open, establish, operate and maintain branch offices anywhere in said county.

By Messrs. Haltom and Broadfoot (with notice and proof):

H. 1109. Relating to Lauderdale County; Authorizing the governing body of Lauderdale County to allow the sheriff of Lauderdale County two deputies sheriff in addition to the deputies already authorized by law and to provide for the compensation of such additional deputies and the payment thereof out of the general fund of Lauderdale County.

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1119. To amend Act No. 288 of the 1955 Regular Session of the Legislature of Alabama which relates to the regulation and licensing of

barbers and barber colleges, and other like businesses in any County of the State of Alabama having a population of at least 125,000 nor more than 225,000, to creating a barber's commission for said Counties and defining the powers and duties of said barber's commission and providing for an inspector and providing a penalty for the violation of the provisions thereof.

Mr. Flowers, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Stembridge and Kendall:

H. 1003. To validate public corporations for hospital purposes attempted to be organized under Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as amended, where the governing body of a county has authorized the incorporation of such corporation but where the attempted incorporation is invalid because of some irregularity in the procedure for incorporation.

By Messrs. Stembridge and Kendall:

H. 1004. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature so as to authorize the amendment of the certificate of incorporation of any public hospital corporation, at any time organized under said act, for the purpose of changing the number of the members of its board of directors or making any other change in any such certificate of incorporation that is not inconsistent with the provisions of said act; so as to provide the method of effecting any such amendment; so as to specify, in the event any such amendment shall reduce the number of the members of any such board of directors, the method for determining which members of any such board of directors shall continue to serve and which shall cease to serve, following such amendment; and so as to provide that the terms of office of any such board of directors shall thereafter be staggered so that the term of office of one-third of such directors shall expire at the end of each period of two years.

By Mr. Huddleston:

H. 48. To define, regulate and license barbers, barber apprentices and barber shops, barber colleges and like businesses, to create a State Board of Barber Examiners, define their powers and duties, fix their compensation, fix and prescribe license fees for barbers, barber apprentices, barbershops, barber colleges and like businesses, to eliminate the operation of this act in certain counties, to prescribe penalties and punishment for the violation of this act.

Mr. Metcalf, Chairman of the Standing Committee on Military, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Skidmore:

S. 481. To provide for the administrative organization of the State Military Department.

By Messrs. Branyon et al:

H. 1017. To provide for the administrative organization of the State Military Department.

By Messrs. Brown (Lamar) et al:

H. 337. Relating to the composition of the militia of the State.

By Messrs. Brown (Lamar) et al:

H. 336. To provide for the organization by the officers of the organ-

ized militia of a state association of such officers and to prescribe the powers and duties of such association.

Mr. Davis (Lowndes), Chairman of the Standing Committee on Fish and Game, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Hanby et al:

H. 40. To provide authority for the Director of Conservation to to prescribe rules and regulations for the conducting of geophysical and seismic exploratory work on State-owned lands or water bottoms.

Mr. Tate, Chairman of the Standing Committee on Forestry and Conservation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Hanby:

H. 258. To amend Section 6 of Act No. 158, 1956 General Acts, First Special Session, page 224, entitled "An Act to provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

By Messrs. Hanby et al:

H. 42. To amend Section 10 of Act No. 1, H. 46, approved May 22, 1945, (General Acts of Alabama, 1945, p. 1), entitled "An Act To conserve natural resources of the State of Alabama and to prevent the waste thereof by providing for the regulation, control, and supervision of the drilling for and the production and use of oil and gas in the State of Alabama and to provide funds therefor by the levy of a charge of twenty-five dollars upon each well drilled in search of oil and gas in Alabama and a tax equal in amount to two per cent of the gross value, at the point of production, of oil and gas produced in Alabama," by prescribing further the power of the State Oil and Gas Board to adopt, promulgate, and issue rules, regulations, and orders.

By Messrs. Hanby et al:

H. 38. To amend Section 15 of Act No. 1, H. 46, approved May 22, 1945 (General Acts of Alabama, 1945, p. 1) entitled "An Act to conserve natural resources of the State of Alabama and to prevent the waste thereof by providing for the regulation, control, and supervision of the drilling for and the production and use of oil and gas in the State of Alabama and to provide funds therefor by the levy of a charge of twenty-five dollars upon each well drilled in search of oil and gas in Alabama and a tax equal in amount to two percent of the gross value, at the point of production, of oil and gas produced in Alabama," which relates to the method of appeals from the State Oil and Gas Board.

By Messrs. Hanby et al:

H. 41. To authorize the State Oil and Gas Board at their discretion to specify and designate the size of drilling units on State-owned water bottoms South of the Mobile Bay Causeway in Mobile Bay, Mississippi Sound and the Gulf of Mexico.

MOTION TO ADJOURN LOST

At 5:25 P. M., Mr. Tate moved that the Senate do now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 15; Nays 19.

Yeas:

Messrs.:	Davis (Pickens)	Givhan	Newton
Bradford	Dyar	Hall	Tate
Calvin	Eddins	James	Van Antwerp
Cooper	Engelhardt	Jones	Yarbrough (Autauga)

—15

Nays:

Messrs.:	Flowers	Metcalf	Shelton
Allen	Grisham	Moses	Skidmore
Boutwell	Lamberth	Reeves	Smith
Cantrell	Leonard	Roberts	Vann
Davis (Lowndes)	Little	Robison	Yarbrough (Randolph)

—19

REPORT FROM RULES

Mr. Leonard, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Senate Resolution and ordered same returned to the Senate with a favorable report, to-wit:

S. R. 76. Requesting Supreme Court opinion relative to Senate Bill 482.

And said resolution was adopted by the Senate.

REPORT FROM RULES

Mr. Leonard, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Senate Resolution and ordered same returned to the Senate with a favorable report, to-wit:

H. J. R. 56. Memorializing and petitioning Congress to provide for the establishment of a floating weather station in the Gulf of Mexico.

And said resolution was then concurred in and adopted by the Senate.

REPORT FROM RULES

Mr. Leonard, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Senate Resolution and ordered same returned to the Senate with a favorable report, to-wit:

H. J. R. 91. Naming House Bill 44.

And said resolution was then concurred in and adopted by the Senate.

RESOLUTION

Mr. Calvin offered the following Senate Resolution, to-wit:

S. R. 85. A resolution requesting advisory opinions of the Justices of the Supreme Court relative to procedure in the Senate.

BE IT RESOLVED BY THE SENATE OF ALABAMA, That the Justices of the Supreme Court, or a majority of them, are hereby respectfully requested to render to the Senate their written opinions on certain important constitutional questions which involve an interpretation of Sections 53, 63 and 66 of the Constitution, the pertinent parts of which are set out below, and also, Rules 22 and 23 of the Senate, which are also set out below.

Section 53 of the Constitution provides as follows: Each house shall have the power to determine its own rules.

Section 63 of the Constitution provides: Every bill shall be read on three different days in each house, and no bill shall become law, unless on its final passage it be read at length.

Section 66 of the Constitution provides: The presiding officer of each house shall sign all bills, after the same have been publicly read at length immediately before signing, and the fact of reading and signing shall be entered upon the journal; but the reading at length may be dispensed with by a two-thirds vote of a quorum present.

Rule 22 of the Rules of the Senate of Alabama provides as follows: Every bill on first reading shall be referred to a standing committee, and shall be read a second time when returned from the committee on any subsequent day.

Rule 23 of the Rules of the Senate of Alabama provides: When the reading of any paper is called for and the reading is objected to by a member, the question shall be determined by a vote of the Senate without debate.

QUESTIONS

1. Does Section 63 of the Constitution require that a bill be read in full or at length on its first or second reading in the Senate, or would a first or second reading of the bill by its title only be sufficient compliance with the constitutional provisions?

2. Is unanimous consent of the senators present necessary to dispense with the reading of a bill at length on its first or second reading in the Senate?

3. If the reading at length of a bill is called for on its first or second reading in the Senate, and a reading at length is objected to, should the question be decided by the Chair or the Senate? If the question must be decided by the Senate, what vote would be required?

Resolved further, that the Secretary of the Senate is directed to transmit forthwith to the Clerk of the Supreme Court of Alabama four copies of this Resolution, and said Clerk is requested to present this matter to the Honorable Chief Justice at the earliest possible date.

Which was read and referred to the Standing Committee on Rules.

MOTION TO ADJOURN LOST

At 6:05 P. M., Mr. Bradford moved that the Senate now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 13; Nays 21.

Yeas:

Messrs.:	Dyar	Hall	Newton
Bradford	Eddins	James	Tate
Cooper	Engelhardt	Jones	Van Antwerp
Davis (<i>Pickens</i>)	Givhan		—13

Nays:

Messrs.:	Flowers	Moses	Skidmore
Allen	Grisham	Reeves	Smith
Boutwell	Lamberth	Roberts	Vann
Calvin	Leonard	Robison	Yarbrough (<i>Autauga</i>)
Cantrell	Little	Shelton	Yarbrough (<i>Randolph</i>)
Davis (<i>Lowndes</i>)	Metcalf		—21

MOTION TO ADJOURN LOST

At 7:05 P. M., Mr. Dyar moved that the Senate now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 10; Nays 22.

Yeas:

Messrs.:	Dyar	Hall	Tate
Cooper	Eddins	James	Van Antwerp
Davis (<i>Pickens</i>)	Engelhardt	Newton	—10

Nays:

Messrs.:	Davis (<i>Lowndes</i>)	Metcalf	Skidmore
Allen	Flowers	Moses	Smith
Boutwell	Grisham	Reeves	Vann
Bradford	Lamberth	Roberts	Yarbrough (<i>Autauga</i>)
Calvin	Leonard	Robison	Yarbrough (<i>Randolph</i>)
Cantrell	Little	Shelton	—22

MOTION TO ADJOURN LOST

At 7:40 P. M., Mr. Bradford moved that the Senate now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 11; Nays 22.

Yeas:

Messrs.:	Eddins	Hall	Tate
Bradford	Engelhardt	James	Van Antwerp
Davis (<i>Pickens</i>)	Givhan	Newton	Yarbrough (<i>Autauga</i>)
			—11

Nays:

Messrs.:	Davis (<i>Lowndes</i>)	Little	Shelton
Allen	Dyar	Metcalf	Skidmore
Boutwell	Flowers	Moses	Smith
Calvin	Grisham	Reeves	Vann
Cantrell	Lamberth	Roberts	Yarbrough (<i>Randolph</i>)
Cooper	Leonard	Robison	—22

MOTION TO ADJOURN LOST

At 8:25 P. M., Mr. Bradford moved that the Senate now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 14; Nays 18.

Yeas:

Messrs.:	Dyar	Hall	Tate
Bradford	Eddins	James	Van Antwerp
Cooper	Engelhardt	Jones	Yarbrough (Autauga)
Davis (Pickens)	Givhan	Newton	—14

Nays:

Messrs.:	Flowers	Metcalf	Shelton
Allen	Grisham	Moses	Skidmore
Boutwell	Lamberth	Reeves	Smith
Calvin	Leonard	Roberts	Yarbrough (Randolph)
Cantrell	Little	Robison	—18

MOTION TO ADJOURN LOST

At 9 P. M., Mr. Bradford moved that the Senate now adjourn until Tuesday, September 3, 1957, at 12 o'clock Noon, which motion was lost.

Yeas 15; Nays 16.

Yeas:

Messrs.:	Dyar	Hall	Shelton
Bradford	Eddins	James	Tate
Cooper	Engelhardt	Jones	Van Antwerp
Davis (Pickens)	Givhan	Newton	Yarbrough (Autauga)
			—15

Nays:

Messrs.:	Flowers	Metcalf	Robison
Allen	Grisham	Moses	Skidmore
Boutwell	Lamberth	Reeves	Smith
Calvin	Leonard	Roberts	Yarbrough (Randolph)
Cantrell			—16

BILLS ON THIRD READING RESUMED

The Bill:

S. 217. To further amend Section 402(17), Title 37, of the Code of Alabama 1940, which was last amended by Act No. 116, of the General Acts of Alabama 1956, relating to the board of directors of municipal corporations for the purpose of owning, operating and financing water, sewer, gas and electric systems.

Was taken up by unanimous consent and was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Cooper	Givhan	Leonard
Allen	Davis (Pickens)	Grisham	Little
Boutwell	Dyar	Hall	Metcalf
Bradford	Eddins	James	Moses
Calvin	Engelhardt	Jones	Newton
Cantrell	Flowers	Lamberth	Reeves

Roberts
Robison
Shelton

Skidmore
Smith

Tate
Van Antwerp

Yarbrough (Autauga)
Yarbrough (Randolph)
—32

Nays:

—0

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirty-third Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Thirty-third Legislative Day approved by the Senate.

ADJOURNMENT

At 9:40 P. M., on motion of Mr. Bradford, the Senate adjourned until Tuesday, September 3, 1957, at 12 o'clock noon.

Yeas 17; Nays 16.

Yeas:

Messrs.:
Bradford
Cooper
Davis (Pickens)
Dyar

Eddins
Engelhardt
Givhan
Hall
James

Jones
Newton
Shelton
Skidmore

Tate
Van Antwerp
Vann
Yarbrough (Autauga)
—17

Nays:

Messrs.:
Allen
Boutwell
Calvin
Cantrell

Flowers
Grisham
Lamberth
Leonard

Little
Metcalf
Moses
Reeves

Roberts
Robison
Smith
Yarbrough (Randolph)
—16

THIRTY-FOURTH LEGISLATIVE DAY

TUESDAY, SEPTEMBER 3, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by the Reverend Charles Douglass, Rector, St. John's Episcopal Church, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 944. To provide further for paid leaves of absence for certain employees of counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions your signature thereto is requested.

H. J. R. 56. Relative to memorializing the Congress of the United States to provide for the establishing of a floating weather station in the Gulf of Mexico.

Also:

H. J. R. 91. Relative to naming House Bill 44.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 935. To require the Board of Revenue of Montgomery County, Alabama, to elect a County Road Engineer, which person must have had at least three years of practical experience in road building and must be a graduate in civil engineering of a recognized institute of technology or other institute or engineering school of collegiate rank, and must be a registered, licensed, qualified professional engineer under Title 46, Chapter 7, 1940 Code of Alabama, as amended, and to prescribe his duties and authority.

Also:

H. 966. To levy additional privilege license and excise taxes for purposes of public school construction within Lawrence County, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations of the Act.

Also:

H. 1023. To fix the time for opening and closing the polls at certain elections held in counties which now have or which may hereafter have a population in excess of 500,000, according to the last or any subsequent federal decennial census.

Also:

H. 561. To validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama; as amended, and invalid because of any irregularity in the procedure for incorporation.

Also:

H. 892. Relating to Chambers County; imposing a special county license on any person engaged as a fortune teller, palmist, clairvoyant, astrologer, phrenologist or crystal gazer.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 95. Relative to naming House Bill 833.

Also:

H. J. R. 99. Relative to the members of the Legislature requesting the Senators from Alabama in the United States Senate to conduct an

investigation of the circumstances which caused termination of civilian staff members at Maxwell Air Force Base.

Also:

H. J. R. 100. Relative to naming Senate Bill 124.

Also:

H. J. R. 101. Relative to naming Senate Bill 137.

Also:

H. J. R. 102. Relative to naming House Bill 133.

Also:

H. J. R. 103. Relative to commending the Advertiser reporter Lillian DeLoach for her outstanding feature article on Partlow State School.

Also:

H. J. R. 104. Relative to extending sympathy to Representative W. L. Martin and his family on the death of his father, Mr. William L. Martin.

Also:

H. J. R. 106. Relative to requesting the Secretary of State to return House Bill 57, which has passed both Houses, for further consideration.

Also:

H. J. R. 107. Relative to creating a committee to study the problems involved in the production and processing of cotton in Alabama.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Joint Resolutions and Senate Bills with the original Senate Joint Resolutions and Senate Bills, respectively, and finds same correctly enrolled to-wit:

S. J. R. 82. Thanking Governor and Mrs. Folsom for the party honoring the Legislature on August 12, 1957.

Also:

S. J. R. 83. Commending the Dothan team for winning the championship recently when representing the State of Alabama in the "Little Boys Baseball Dixie Series Tournament."

Also:

S. 23. To make an appropriation for the support and maintenance of the Alabama Vocational School for Girls.

Also:

S. 24. To make an appropriation for the support and maintenance of the Southern Industrial Institute.

Also:

S. 41. To amend further Section 362, Title 52, Code of Alabama (1940), as amended, which defines certain words and phrases used in connection with the provisions of law regulating Teachers' Retirement System of Alabama.

Also:

S. 95. To amend further Section 661 of Title 2, Code of Alabama 1940, which relates to the creation of soil conservation districts, to provide for the disannexing of territory from existing districts so as to form new districts with boundaries co-extensive with county boundaries.

Also:

S. 96. To provide for the creation of watershed conservancy districts for the purpose of developing and executing plans and programs relating to the conservation of water, water usage, flood prevention, flood control, prevention of erosion, and control of erosion, floodwater, and sediment damages; to prescribe the powers, duties, and authority of a board of directors of any such district, and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members and employees thereof; to prescribe the powers, duties, and authority of the board of supervisors of any soil conservation district in the creation and dissolution of a watershed conservancy district, in supervising and directing the activities and operations of the board of directors in any such watershed conservancy district; and in otherwise carrying out the purposes of the Act; to authorize the board of directors of a watershed conservancy district to acquire property, or interests therein, by purchase, donation, condemnation, or otherwise, and to sell, lease, or otherwise dispose of such property, or interests therein, in carrying out the provisions of the Act; to provide that the board of directors may make and execute contracts and other instruments in carrying out the purposes of the Act, and to sue and be sued in the name of the district; to authorize the board of directors to construct, improve, operate, and maintain such structures and improvements as may be necessary in carrying out the purposes of the Act, and to borrow money and issue bonds for the purpose of acquiring rights of way and constructing, reconstructing, repairing, enlarging, operating, and maintaining such structures or improvements; exempting property acquired by any such district from all state, county, or municipal taxes; and to provide for withdrawals from, and dissolution of, any watershed conservancy district created under the provisions of the Act.

Also:

S. 137. To authorize the sale and issuance of not exceeding \$3,000,000 principal amount of general obligation bonds of the State of Alabama for the purpose of acquiring sites for and constructing, reconstructing, altering, improving and equipping building facilities, including renewal and replacement of structural parts, at the Alabama Institute for Deaf and Blind; to pledge the full faith and credit of the state for payment of the principal of and interest on said bonds; to appropriate and pledge, as additional security therefor, so much as may be necessary of those portions of the state sales tax and the state use

tax required by law to be paid into the Alabama Special Educational Trust Fund; to create a bond commission with authority to specify the details of and to make provisions for the sale of and to sell said bonds; and to make provision for the terms, execution, and issuance of said bonds and the use of the proceeds thereof.

Also:

S. 166. To create a Board to be known as the State Board of Registration for Foresters; to provide for the qualification of members of said Board; to provide for the appointment of the members of said Board; to provide for their terms of office; to provide for the organization of said Board; to provide for the powers and duties of said Board; to provide for the registration of Foresters; to provide for the recording of licenses; to provide for the definition of the practice of Forestry; to provide for the revocation of licenses; to provide for fees for the issuance and recording of such licenses; to provide for reciprocity; to create a special fund to be known as the "Professional Foresters Fund," and to regulate expenditures therefrom; to repeal all laws in conflict with this Act; and to make an appropriation.

Also:

S. 215. To amend Section 40 of Title 36, Code of Alabama (1940), as amended which relates to lighting equipment required on motor vehicles.

Also:

S. 353. To amend Section 122, as amended, Title 51, Code of Alabama, 1940.

Also:

S. 396. To preserve domestic tranquility, and good order and efficiency in public educational institutions, and to avoid disorder and potential violence within the state by providing for the closing of public schools under certain conditions; to provide assistance for certain children for whom proper public school facilities are not available, and to provide for the transfer or reassignment of teachers and other employees of closed public schools.

Also:

S. 399. Relating to Madison County; changing the method of compensating the judge of probate; placing such officer on a salary; and providing for his assistants, and the office equipment, supplies, services, and materials necessary for the conduct of his office.

Also:

S. 401. To regulate further the compensation of the deputy circuit solicitor of the Tenth Judicial Circuit who is elected by the people of said circuit.

Also:

S. 403. To amend Section 315 of Title 62, Code of Alabama 1940.

Also:

S. 402. To provide that in each county of the State of Alabama having 500,000 or more population according to the last or any subsequent Federal census in equity suits the depositions of witnesses or parties upon oral examination for discovery or for use as evidence may be taken as provided in Act No. 375 of the Legislature of Alabama of 1955, approved September 8, 1955 (Acts of Alabama of 1955, page 901 et seq.); to provide

that in each such county in equity suits the scope of the examination, the use of such depositions, the effect of using such depositions, the method of compelling the attendance of the person sought to be examined and the penalties for the failure of such person to appear for such examination, shall be the same as provided for by said Act No. 375 of the Legislature of Alabama of 1955; to provide that the provisions of this Act shall apply to future suits and pending suits in any such county and also to depositions heretofore taken in pending suits, provided the party or parties taking such depositions in taking the same proceeded under said Act No. 375 of the Legislature of Alabama of 1955; and to provide that the provisions of any law or rule of court in conflict with the provisions of this Act shall be repealed to the extent of such conflict.

Also:

S. 411. Authorizing counties having a population of not less than 65,000 nor more than 75,000, according to the last or any subsequent federal decennial census, and the municipalities within such counties, either singly or jointly, to create Airport Authority Boards; providing for the selection of the members of such boards, and prescribing their qualifications, terms, and compensation; and providing for the organization, jurisdiction, powers, and duties of such boards.

Also:

S. 124. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing the issuance of not exceeding \$3,000,000 principal amount of general obligation bonds of the State of Alabama for building construction and improvement purposes at the Alabama Institute for Deaf and Blind at Talladega, Alabama.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

BILLS ON THIRD READING

The Bill:

S. 483. To amend Section 361 of Title 17 of the Code of Alabama, 1940, as amended by Act No. 42 of the Second Special Session of the Legislature of Alabama of 1956 (Act No. 42 Special Session of 1956, page 336) approved March 23, 1956, which relates to "single shot ballots."

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Grisham	Leonard	
Allen	Davis (Lowndes)	Hall	Little	
Boutwell	Davis (Pickens)	James	Metcalf	
Bradford	Dyar	Jones	Moses	
Calvin	Givhan	Lamberth	Tate	
Cantrell	Goodwin			—21
Nays:				—0

The Bill:

S. 534. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Tate
Allen	Givhan	Robison	Van Antwerp
Boutwell	Goodwin	Shelton	Vann
Bradford	Grisham	Skidmore	Yarbrough (Autauga)
Eddins	Hall	Smith	Yarbrough (Randolph)
Engelhardt	James		—21

Nays:

—0

The Bill:

S. 536. Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Calvin	Eddins	Leonard	Skidmore
Cantrell	Engelhardt	Little	Vann
Cooper	Grisham	Metcalf	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Moses	Yarbrough (Randolph)
Davis (Pickens)	James		—21

Nays:

—0

The Bill:

S. 537. Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Little
Allen	Davis (Lowndes)	Givhan	Metcalf
Boutwell	Davis (Pickens)	Goodwin	Shelton
Bradford	Dyar	Lamberth	Skidmore
Calvin	Eddins	Leonard	Smith
Cantrell	Engelhardt		—21

Nays:

—0

The Bill:

S. 538. Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Engelhardt	James	Roberts	Yarbrough (Autauga)
Flowers	Jones	Robison	Yarbrough (Randolph)
Givhan	Metcalf		—21

Nays:

—0

The Bill:

S. 539. Relating to Geneva County: to authorize and direct the county governing body of such county to reimburse the sheriff of such county for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Tate
Allen	Engelhardt	Moses	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Lamberth	Skidmore	Yarbrough (Autauga)
Calvin	Leonard	Smith	Yarbrough (Randolph)
Cantrell	Little		—21

Nays:

—0

The Bill:

S. 540. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one per centum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Metcalf	Robison
Allen	James	Moses	Shelton
Boutwell	Jones	Newton	Skidmore
Bradford	Lamberth	Reeves	Smith
Calvin	Leonard	Roberts	Tate
Cantrell	Little		—21

Nays:

—0

The Bill:

S. 541. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Roberts	Tate
Cooper	Hall	Robison	Van Antwerp
Davis (Lowndes)	James	Shelton	Vann
Davis (Pickens)	Jones	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Goodwin	Reeves		—21

Nays: —0

The Bill:

S. 543. To fix the compensation of the coroner in all counties having a population of not less than 140,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Leonard	Tate
Allen	Givhan	Little	Van Antwerp
Boutwell	Hall	Roberts	Vann
Bradford	James	Robison	Yarbrough (Autauga)
Eddins	Jones	Smith	Yarbrough (Randolph)
Engelhardt	Lamberth		—21

Nays: —0

The Bill:

S. 544. To amend Section 1 of the act approved August 18, 1955 entitled "An Act To create in every county having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent decennial federal census, the position of Coroner's Pathologist; to fix the qualifications therefor; to provide the method of his appointment and to fix his compensation and the manner in which it shall be paid," (Act No. 256, S. 292, 1955 Acts, Vol. I, p. 600).

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Skidmore
Cantrell	Goodwin	Leonard	Smith
Cooper	Grisham	Little	Tate
Davis (Lowndes)	Hall	Metcalf	Van Antwerp
Davis (Pickens)	James	Shelton	Vann
Dyar	Jones		—21

Nays: —0

The Bill:

S. 545. To amend further Section 1 of the act approved July 6, 1943 entitled "An Act To provide an Assistant for County Coroner in all counties having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census" (Act No. 563, S. 427, 1943 General Acts 561).

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Metcalf	Tate
Allen	Flowers	Moses	Van Antwerp
Boutwell	Givhan	Newton	Vann
Bradford	Lamberth	Skidmore	Yarbrough (Autauga)
Calvin	Leonard	Smith	Yarbrough (Randolph)
Eddins	Little		—21

Nays:

—0

The Bill:

S. 546. To apply in and only in each county in this State having a population of 500,000 or more, according to the 1950 or any succeeding decennial federal census: To regulate junk dealers and scrap metal processors in such counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such county; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such county to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the counties to which this Act applies.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Givhan	Skidmore	Yarbrough (Autauga)
Calvin	Newton	Smith	Yarbrough (Randolph)
Cantrell	Reeves		—21

Nays:

—0

The Bill:

S. 547. To alter or rearrange the boundary lines of the town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Was read a third time at length and passed, and ordered sent forth-with to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Little	Roberts
Cantrell	Hall	Metcalf	Robison
Cooper	James	Moses	Shelton
Davis (<i>Lowndes</i>)	Jones	Newton	Skidmore
Davis (<i>Pickens</i>)	Lamberth	Reeves	Smith
Dyar	Leonard		

—21

Nays:

—0

The Bill:

S. 548. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Robison
Allen	Davis (<i>Lowndes</i>)	Lamberth	Van Antwerp
Boutwell	Davis (<i>Pickens</i>)	Leonard	Vann
Bradford	Dyar	Reeves	Yarbrough (<i>Autauga</i>)
Calvin	Eddins	Roberts	Yarbrough (<i>Randolph</i>)
Cantrell	Engelhardt		

—21

Nays:

—0

The Bill:

S. 510. Relating to civil remedies and procedure; providing that in any civil action proof that an alleged act of a party or parties was committed by or through an agent, servant or employee of such party or parties shall be sufficient proof of the allegation, but giving such party or parties the right to plead the statute of limitations applicable to the case made by the evidence offered.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Goodwin	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (<i>Autauga</i>)
Davis (<i>Pickens</i>)	James	Roberts	Yarbrough (<i>Randolph</i>)
Dyar	Jones	Robison	

—34

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 442. To amend Section 3 of the act approved September 2, 1949, which created a plumbers examining board in all counties having a population of not less than 140,000, according to the last or any subsequent federal decennial census (Act No. 529, H. 977, 1949 Acts 827).

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 174. To make an appropriation to provide for the construction of an auditorium at the Piedmont Agricultural Experiment Substation in Tallapoosa County, and for the construction of a residence at the Lower Coastal Plains Substation at Camden in Wilcox County.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Haltom, Pirkle, Davis, Tyson, Broadfoot, Huddleston, Goodwyn, Stembridge, Shumate, Selman, deGraffenried, Callahan, Dement, Hall, Nolen, Payne, Gilmer, Bassett, Ferrell, Gilchrist, Edwards (Escambia), Lee (Lawrence), Oden, Gregory, Money, Gist, Kirkham, Boyd, Roberts, Ashworth, Reynolds, Steagall, Merrill, Albea, Hardy, Killough and Taylor:

H. 1065. To make an appropriation for the purpose of aiding agricultural fairs in awarding prizes, premiums and awards for agricultural and industrial displays and exhibits.

Also:

By Mr. Vacca:

H. 659. To regulate the sale of brake fluid by requiring registration of the product with the Commissioner of Agriculture and Industries; prescribing the registration fees and requiring a permit authorizing the sale of brake fluid; prohibiting the sale of inferior brake fluids and to authorize the adoption of standards and specifications governing the sale of brake fluids; to prescribe the penalty for violations and prescribing other administration and enforcement procedures.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 1065—To the Committee on Finance and Taxation

H. B. 659—To the Committee on Agriculture

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Messrs. Goodwyn, Nolen and Hall:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

Also:

By Messrs. Goodwyn, Nolen and Hall:

H. 138. To provide a State scholarship program to promote the education of negro nurses; and making an appropriation therefor.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 140 and 138—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Brown (Lee):

H. 1074. To create an additional judgeship for the Fifth Judicial Circuit of Alabama, designated Judgeship No. 3; and to provide for the election, term of office, compensation, powers, duties, authority, obligations and qualifications of such additional judge.

Also:

By Messrs. deGraffenried, Callahan, Brown (Lee), Boyd, Summerlin, Ward, Brannan, Broadfoot, Haltom and Pruitt:

H. 645. To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of disabled veterans; and to dependents and survivors of deceased servicemen or veterans."

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1074 and 645—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Mr. Richardson:

H. 1021. To amend Act No. 547 of the 1955 Regular Session of the Legislature of Alabama approved September 9, 1955, so as to provide an exemption for motor vehicles engaged in the transportation of sand, gravel and earth or road building materials for the Federal government, the State, counties or municipalities.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1021—To the Committee on Finance and Taxation

MOTION TO RECESS LOST

1:07 P. M., Mr. Davis (Pickens) moved that the Senate take a recess until 2:30 o'clock this afternoon, which motion was lost.

Yeas 9; Nays 22.

Yeas:

Messrs.:	Davis (Pickens)	Hall	Skidmore	
Calvin	Dyar	Newton	Tate	
Cantrell	Engelhardt			—9

Nays:

Messrs.:	Flowers	Leonard	Robison	
Allen	Givhan	Little	Smith	
Boutwell	Grisham	Metcalfe	Van Antwerp	
Bradford	James	Moses	Yarbrough (Autauga)	
Cooper	Jones	Reeves	Yarbrough (Randolph)	
Eddins	Lamberth	Roberts		—22

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills:

By Messrs. Law and Johnson (Elmore):

H. 1066. To exempt the gross proceeds received by certain non-profit youth organizations or associations from the business of conducting, sponsoring or operating gospel singing concerts and certain other forms of amusement or entertainment, in which members of such organizations or associations participate, from the computation of the sales tax levied by Article 10, Chapter 20, Title 51, Code of Alabama 1940, as amended.

By Messrs. Burkhalter, Hawkins, Jenkins, Lackey, Davis, Selman, Shumate, Dement, Huddleston, Broadfoot, Brown (Lamar), Harvey, Cox, Money, Reynolds, Lee (Lawrence), Gregory, Gist, Harrison, Payne, McKay, Adams (Tallapoosa), Hodges, Hanby, Pirkle, Brassell, Hunt, Wood, Bassett, Ferrell and Roberts:

H. 452. To amend Section 380 of Title 51, Code of Alabama 1940, which relates to the recognition for income tax purposes of gains or losses upon the sale or exchange of property.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1066 and 452—To the Committee on Finance and Taxation

REPORTS OF COMMITTEES

Mr. Engelhardt, Chairman of the Standing Committee on Agriculture, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Oden:

H. 359. To further amend Sections 57, 58, 59 and 60 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

Mr. Roberts, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Harrison and Fite:

H. 979. To Provide for Appeals and Determination Thereof from Final Actions or Orders of the Public Service Commission; and Providing for a Special Three-Judge Court to Hear and Determine Such Causes.

By Mr. Summerlin:

H. 738. To amend Section 1 of an act approved September 3, 1953, providing for supernumerary circuit solicitors of the State of Alabama (Act No. 474, S. 219, 1953 Acts 589).

Mr. Skidmore, Chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Callahan et al:

H. 1087. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

The above Bill was read a second time at length as required by the Constitution.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable

report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Adams (Jefferson):

H. 964. To provide for the salary of the Governor.

By Mr. Goodwyn:

H. 483. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee.

By Messrs. deGraffenried et al:

H. 1088. To amend Section 4 of Act No. 85 adopted at the 1955 Regular Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

By Messrs. Lee (Barbour) et al:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. deGraffenried (with amendment):

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Lackey et al:

H. 959. To authorize the board of education having jurisdiction of each city or county school system within all counties in Alabama having a population of not less than 400,000 inhabitants according to the last or any subsequent Federal census and which shares in the proceeds of any special county privilege or license taxes and excise taxes, which parallel the state sales and use taxes and are levied in such county for purposes of public school construction and operation, to issue bonds and borrow money for the purposes for which such special county privilege or license taxes and excise taxes are imposed, and to pledge the proceeds of such taxes for the payment of the principal of and the interest on such bonds; to regulate and provide for the issuance of such bonds; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used for the investment of trust funds, and shall not create a general obligation of either the county or any municipality within the county; to provide for the refunding of such bonds; and to provide that the principal of and interest on such bonds shall be payable solely from the proceeds of such special county privilege or license taxes and excise taxes, but that such bonds shall nevertheless constitute negotiable instruments.

By Messrs. Lackey et al:

H. 960. To authorize the County Commission, Board of Revenue or like governing body in all counties having a population of not less than 400,000 inhabitants according to the last or any subsequent Federal census to levy additional privilege license and excise taxes for purposes of public school construction and operation within such county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violations of the Act.

By Mr. Tyson (with notice and proof):

H. 969. To alter or rearrange the boundary lines of the municipality of Bayou La Batre, so as to include within the corporate limits of the municipality territory not already included therein; to provide for assessing for ad valorem taxation the property added to the municipality when certain services are rendered to the property owners and persons residing therein or are made available to them; to describe the services to be rendered and to exempt from taxation property added to the municipality by the extension of its boundaries when such services are not available or rendered; and to require the County of Mobile to continue to maintain the streets and roads in such added territory until such time as the property in such territory is assessed for taxation by the municipality.

By Mr. Huddleston (with notice and proof):

H. 1042. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Sheffield in Colbert County, Alabama.

By Mr. Huddleston (with notice and proof):

H. 1043. Relating to Colbert County; changing the method of compensating certain officers of the county; placing such officers on a salary basis; and providing for their assistants and for the operation of their offices.

By Mr. Davis (with notice and proof):

H. 1044. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

By Messrs. Lackey et al (with notice and proof):

H. 1048. For the relief of Irene Dorough and Pearl Hyatt; authorizing the court of county commissioners, board of revenue or other like governing body of Jefferson County to make an appropriation from the county treasury to compensate Irene Dorough and Pearl Hyatt for certain damages.

By Messrs. Haltom and Broadfoot:

H. 1049. Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county.

By Mr. Love (with notice and proof):

H. 1051. Relating to the town of Lockhart in Covington County; to alter, rearrange, and extend the boundaries thereof.

By Messrs. Kirkham and Holliman (with notice and proof):

H. 1052. Relating to Marengo County: Further regulating the meetings of the county board of registrars.

By Mr. Cox (with notice and proof):

H. 1053. To alter or rearrange the boundary lines of the City of Arab, Marshall County, Alabama, to extend the corporate limits thereof to include all territory now within such corporate limits and also certain other territory and to describe the corporate limits as altered, rearranged and extended.

By Messrs. Simon, Tyson and Murphy:

H. 1055. To apply in all counties of the State having a population of not less than 200,000 nor more than 400,000 according to the last or any subsequent Federal decennial census; providing for the appointment of bailiffs for the Circuit Courts in such counties, prescribing their duties, and regulating their compensation.

By Messrs. Simon, Tyson and Murphy (with notice and proof):

H. 1054. To amend Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, entitled "An Act to provide for and fix the compensation and duties of the Chief Clerk in the Office of the Tax Assessor of Mobile County, Alabama," as amended by Act No. 378, H. B. 901, approved September 8, 1955.

By Messrs. Goodwyn, Hall, Dawkins and Nolen:

H. 1056. To amend Section 4 of Act Number 298, Regular Session 1955 Legislature of Alabama, relating to joint public hospitals board in any county in the State of Alabama having a population of at least 125,000 and not more than 225,000 people according to any succeeding decennial Federal census.

By Mr. Kelly (with notice and proof):

H. 1057. To provide for the relief of John M. Ward of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John M. Ward for damages sustained when his truck was involved in a collision with a county vehicle.

By Mr. Kelly (with notice and proof):

H. 1058. To provide for the relief of John Lockhart of Winston County; authorizing and directing the board of revenue, court of county commissioners, or other like governing body of Winston County to compensate John Lockhart for personal injuries and other damages sustained by him in connection with a collision in which a county vehicle was involved.

By Mr. Kelly (with notice and proof):

H. 1060. Relating to the Town of Double Springs in Winston County, Alabama; altering and extending the corporate limits of the municipality.

By Mr. Stembridge (with notice and proof):

H. 1061. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners

on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

By Messrs. Brewer and Gilchrist (with notice and proof):

H. 1062. To amend Section 1 of Act No. 525, H. 1020, approved September 9, 1955, (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama; and to provide that this Act shall be retroactive.

By Mr. Taylor (with notice and proof):

H. 1063. Relating to Butler County; to provide for a jury trial in such county in any proceeding at law or in equity brought for the purpose of establishing disputed land lines or boundaries between coterminous of lands.

By Mr. Ferrell (with notice and proof):

H. 1068. To alter, rearrange and extend the boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama.

By Mr. Johnson (Elmore) (with notice and proof):

H. 1070. To alter, rearrange and extend the boundaries and corporate limits of the town of Eclectic in Elmore County.

By Messrs. Callahan and deGraffenried:

H. 1086. Relating to counties having a population of not less than 94,000 nor more than 135,000, according to the last or any subsequent federal decennial census; providing further for extending the corporate limits and boundaries of incorporated municipalities in such counties.

By Mr. Summerlin:

H. 1090. To provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 18,700 nor more than 19,100 inhabitants, according to the last or any subsequent federal decennial census.

By Messrs. Dawkins, Hall, Nolen and Goodwyn:

H. 1093. Providing further for the election of the members of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

By Mr. Stokes:

H. 1097. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

By Mr. Mathews:

H. 1098. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

By Messrs. Hain, Hardy and Gilmer:

H. 1101. To provide expense allowance to circuit solicitors in judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

By Messrs. Roberts and Reynolds (with notice and proof):

H. 1110. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

By Messrs. Roberts and Reynolds (with notice and proof):

H. 1111. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

By Messrs. Roberts and Reynolds (with notice and proof):

H. 1112. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

By Messrs. Holliman and Kirkham (with notice and proof):

H. 1113. To alter and rearrange the boundary lines of the City of Demopolis, Marengo County, Alabama, so as to include within the corporate limits of said City, in addition to the present territory included within the corporate limits, certain other territory.

By Mr. Kendall (with notice and proof):

H. 1122. To alter, extend, and rearrange the corporate limits of the town of Castleberry, Conecuh County, Alabama.

By Mr. Kendall (with notice and proof):

H. 1123. Relating to Conecuh County, Alabama; authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others con-

ducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

By Mr. Harrison:

H. 1124. To provide further for the economic development of counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census, and the economic development of municipalities within such counties; providing for the creation of a development board in each county to which this Act applies; providing for the organization, powers, functions, duties, and personnel of such board; and providing for the payment of the expenses and for the compensation of the personnel of such board.

By Mr. Taylor:

H. 1125. Providing further for the compensation of the chairman and members of the county board of equalization in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

By Mr. Taylor:

H. 1126. Providing further for the compensation of members of the board of registrars in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

By Mr. Taylor:

H. 1127. Providing further for the compensation of members of the jury commission in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

By Mr. Cox (with notice and proof):

H. 1136. To alter or rearrange the boundary lines of the city of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

By Messrs. Lackey et al:

H. 1140. To fix the compensation of election officers in certain elections held in counties which now have, or which may hereafter have, a

population in excess of 500,000, according to the last or any subsequent Federal decennial census.

By Messrs. Lackey et al:

H. 1141. To authorize the county board of education and each city board of education in any county in this state having a population of 400,000 or more, according to the last or any subsequent federal census, to sell and issue from time to time interest bearing tax anticipation warrants for the purpose of acquiring, providing, constructing and equipping public school buildings and appurtenant buildings and facilities, including, without limitation, school busses; to provide that such warrants shall be payable, as to both principal and interest, solely from the proceeds of any ad valorem tax or privilege or license tax paid, allocated or apportioned to or for the benefit of the board of education issuing such warrants; to require the pledge of such tax proceeds for the benefit of such warrants; to specify the effect and priority of each such pledge; to specify the manner in which any such warrants shall be sold; to authorize the refunding of any such warrants; to require the approval by the state superintendent of education for the issuance of any such warrants and to specify the effect of such approval; to provide that any such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that any such warrants and interest coupons applicable thereto, and all income derived therefrom, shall forever be exempt from all state, county, municipal and other taxation under the laws of Alabama; and to provide that the powers granted in this act shall be cumulative and that all boards of education subject to the provisions of this act shall continue to have all powers granted them by Article 4 of Chapter 10 of Title 52 of the Code of Alabama of 1940, as amended.

By Messrs. Vacca et al:

H. 1142. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is less than Twenty Dollars (\$20.00); repealing conflicting laws:

By Messrs. Lackey et al (with notice and proof):

H. 1143. To authorize the county commission of Jefferson County to levy additional privilege license and excise taxes for public school purposes within the county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violation of the Act.

Mr. Flowers, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Harrison et al:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

MOTION TO RECESS LOST

At 1:40 P. M., Mr. Calvin moved that the Senate take a recess until 2: 45 o'clock this afternoon, which motion was lost.

Yeas 11; Nays 22.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Smith
Bradford	Dyar	Reeves	Tate
Calvin	Hall	Skidmore	Van Antwerp

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Nays:

Messrs.:	Flowers	Leonard	Robison
Allen	Givhan	Little	Shelton
Boutwell	Goodwin	Metcalf	Vann
Cooper	Grisham	Moses	Yarbrough (Autauga)
Eddins	James	Newton	Yarbrough (Randolph)
Engelhardt	Lamberth	Roberts	

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MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Mathews:

H. 1099. To require all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to require such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

Also:

By Messrs. Hawkins and Hanby:

H. 1148. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Also:

By Mr. Brannan:

H. 1129. To authorize the board of revenue, court of county commissioners, or other like governing body of any county having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to appoint a curator for any official historical site located on certain public lands situated in any such county; and to provide for the duties, term, and compensation of such curator.

Also:

By Mr. Brown (Lee):

H. 1149. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to

retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LEE

Before me, Mrs. Jewel Whatley, a Notary Public, Lee County, Alabama, personally appeared W. C. Wear, Jr., who being duly sworn, deposes and says as follows:

I am co-publisher of the Opelika Daily News, Inc., that the following advertisement to wit:

STATE OF ALABAMA
COUNTY OF LEE

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Court of County Commissioners of Lee County, Alabama, may levy a privilege tax of not more than two cents on each sixteen fluid ounces or fractional part thereof of malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering same to retailers in the County of Lee, Alabama; except that such tax shall not apply to such beverages delivered to retailers located within the police jurisdiction of Notasulga, Alabama, where same extends into Lee County, Alabama, so

long as the City of Notasulga, Alabama, levies and collects any privilege tax upon the selling, distributing or delivery of such beverages within its police jurisdiction. The privilege tax herein levied shall be in addition to all other taxes and licenses now or hereafter imposed by law.

Section 2. Such privilege tax shall be collected by the governing bodies of incorporated municipalities within Lee County, Alabama, on all such beverages sold or delivered to retailers within the corporate limits or police jurisdiction of such towns and shall become a part of the general funds of such municipalities and the said privilege tax shall be collected by the Court of County Commissioners of Lee County, Alabama, on all such beverages sold or delivered to retailers within Lee County and outside the corporate limits and police jurisdictions of incorporated towns within or extending into Lee County and shall be placed in and become a part of the Gasoline Funds of Lee County, Alabama to be used for governmental purposes of Lee County, Alabama as other moneys in said Gasoline Fund of Lee County are now used.

Section 3. The Court of County Commissioners of Lee County, Alabama and the governing bodies of any incorporated municipalities in Lee County may also provide rules and regulations and machinery for the collection of such privilege tax within their stated areas and provide penalties for the violation of such rules, and regulations and may provide for reasonable compensation to sellers and distributors of such beverages for the expenses of compliance with such rules and regulations.

Section 4. This act shall take effect immediately upon its passage and approval by the Governor or its otherwise becoming a law.

Section 5. All laws and parts of laws, general, special or local in conflict with this Act are hereby expressly repealed.

Section 6. If any clause, sentence, section or other part of this Act should be declared unconstitutional, the same shall not affect the remaining part.

(Adv. 2-9-16-23)

was published 4 times August 2nd, 9th, 16th, 23rd (1957) in the OPELIKA DAILY NEWS, Inc., a newspaper published in Lee County, Alabama.

W. C. WEAR, JR.,
Co-publisher.

Sworn and subscribed to me this 26th day of August, 1957.

Mrs. JEWEL WHATLEY,
Notary Public.

Also:

By Messrs. Kirkham and Holliman:

H. 1150. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Myrtlewood, Marengo County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF INTENTION TO APPLY FOR LOCAL LAW

The following bill will be introduced at the present session of the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Myrtlewood, Marengo County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary and corporate limits of the Town of Myrtlewood in Marengo County, Alabama, are hereby altered, rearranged and extended so that all of the lands embraced within the following boundaries are within the corporate limits of such municipality:

SW $\frac{1}{4}$ of SW $\frac{1}{4}$, SE $\frac{1}{4}$ of SW $\frac{1}{4}$, SW $\frac{1}{4}$ of SE $\frac{1}{4}$, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 14; All of Sec. 23; N $\frac{1}{2}$ of Sec. 26; W $\frac{1}{2}$ of Sec. 24; N $\frac{1}{2}$ of Sec. 25 and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 25, all in Tp. 15, Range 1 East, Marengo County, Alabama.

Section 2. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming law.

W. R. CARTER,
Mayor, Town of Myrtlewood.

8-8-4tc

AFFIDAVIT OF PUBLICATION

THE STATE OF ALABAMA MARENGO COUNTY

Before me, the undersigned authority, in and for said State and County, personally appeared R. E. SUTTON, who is known to me, and who, being by me first duly sworn, deposes and says:

That he is the publisher of The Democrat-Reporter, a newspaper published at Linden, in Marengo County, Alabama, and that the said Democrat-Reporter is printed in said Marengo County, Alabama, and is of general circulation in said County, and has been mailed under a second class mailing privilege at the United States Post Office at Linden, Alabama, regularly each and every week for a period of more than fifty-two (52) consecutive weeks prior to the publication of the Legal Notice, or Advertisement, of Intention to apply for local law for Town of Myrtlewood, copy of which is hereto attached, and further that said Legal Notice, or Advertisement, was published in the said newspaper, The Democrat-Reporter, for 3 consecutive weeks, to-wit:—in the issues dated August 8, 1957, August 15, 1957, August 22, 1957 and that each of said above issues was duly circulated among the subscribers of said newspaper.

R. E. SUTTON,
Publisher of The Democrat-Reporter.

Sworn to and subscribed before me this 26 day of August, 1957.

W. B. ETHRIDGE,
Notary Public.

My Commission expires 3-27, 1961.

Also:

By Messrs. Payne and McKay:

H. 1151. TO EXTEND, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

NOTICE

NOTICE IS HEREBY GIVEN, IN ACCORRDANCE WITH SECTION 106 OF THE CONSTITUTION OF ALABAMA, THAT THE FOLLOWING ACT WILL BE INTRODUCED IN THE 1957 SESSION OF THE LEGISLATURE OF ALABAMA:

AN ACT

TO EXTEND, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama, be and the same are hereby extended, altered and rearranged so as to include within the corporate limits of said City all of the following described territory:

Beginning at the SE corner of Section 36, Tp. 18—S, R—5—E and run westerly along the south boundary line of Section 36 a distance of one mile to the SE corner of Section 35; thence southerly along the east boundary line of Section 2, Tp. 19—S.R.—5—E, a distance of one half mile to the SE corner of the NE $\frac{1}{2}$ of Section 2; thence westerly along the south boundary line of the NE $\frac{1}{4}$ of Section 2 a distance of one half mile to the SE corner of the NW $\frac{1}{4}$ of Section 2; thence southerly along the east boundary line of the SW $\frac{1}{4}$ of Section 2 a distance of one half mile to the SE corner of the SW $\frac{1}{4}$ of Section 2; thence westerly along the south boundary line of Sections 2 and 3 a distance of one mile to the SW corner of the SE $\frac{1}{4}$ of Section 3; thence northerly along the west boundary line of the SE $\frac{1}{4}$ of Section 3 a distance of $\frac{1}{4}$ miles to the SE corner of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 3; thence westerly along the S boundary line of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 3 and the S boundary line of the north $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 4, and the S boundary line of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 4 to point where said S boundary line intersects the center line of Talladega Creek in the SW $\frac{1}{4}$ of section 4; thence Northwesterly along the center line of said Talladega Creek as it meanders through sections 4 and 5 to a point where the center line of said Talladega Creek intersects the West boundary line of the E $\frac{1}{2}$ of section 5; thence northerly along the west boundary line of the E $\frac{1}{2}$ of section 5, Tp. 19—S, R—5—E, and along the west boundary line of the E $\frac{1}{2}$ of sections 32, 29, and 20, Tp. 18—S, R—5—E to the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence easterly along the north boundary line of the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of section 20, a distance of one quarter of a mile to the SW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence northerly along the west boundary line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20, a distance of one quarter of a mile to the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20; thence westerly along the north boundary line of Section 20 a distance of one quarter of a mile to the SW corner of the SE $\frac{1}{4}$ of Section 17; thence northerly along the west boundary line of the SE $\frac{1}{4}$ of Section 17 a distance of one quarter of a mile to the NW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 17; thence easterly along the north boundary line of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17 and of the S $\frac{1}{2}$ of S $\frac{1}{2}$ of Sections 16 and 15 a distance of approximately two and one tenth (2.1) miles to a point on the west boundary line of present City limits, said point being on the east side of Jackson Trace Road; thence northerly along the west boundary line of present City limits a distance of approximately one quarter of a mile to the NW corner of present City limits, located on the north boundary line of the SE $\frac{1}{4}$ of Section 15; thence S—87 degrees 27', 30"—E along the north boundary line of the SE $\frac{1}{4}$ of Section 15 to a point that is 975.0 feet westerly from the east boundary line of Section 15, thence N—2 de-

grees 32' 30"—E a distance of 348.59 feet; thence S—87 degrees 27' 30"—E a distance of 525.0 feet; thence S—2 degrees 32' 30"—W a distance of 348.59 feet; thence S—87 degrees 27' 30"—E a distance of 450.0 feet to the SE corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16; thence southerly along the east boundary line of Section 15 a distance of 1541.6 feet, more or less, to the southern most point of the U. S. Government Reservation for Coosa River Ordnance plant; thence N—64 degrees 63' 30"—E along the southeastern boundary line of said U. S. Government Reservation a distance of 1419.93 feet to a point; thence N—25 degrees 48' 30"—W a distance of 535.98 feet to a point; thence N—64 degrees 11' 30"—E a distance of 950.0 feet to a point; thence S—25 degrees 48' 30"—E a distance 318.0 feet to a point; thence N—64 degrees 11' 30"—E a distance of 684.0 feet, more or less, to a point on the N—S half section line of Section 14; thence northerly along said N—S half section line of a distance of approximately one half mile to the NW corner of the NE $\frac{1}{4}$ of Section 14; thence easterly along the north boundary line of Sections 14 and 13 a distance of one and one half miles to the NE corner of Section 13; thence southerly along the east boundary line of Section 13 a distance of three quarters mile to the NW corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 18, Tp. 18—S. R.—6—E; thence Easterly along the North boundary line S $\frac{1}{2}$ of S $\frac{1}{2}$ of Section 18, a distance of one half mile to NE corner of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18; thence southerly along the east boundary line of SW $\frac{1}{4}$ of Section 18, and the east boundary line of W $\frac{1}{2}$ of Sections 19, 30 and 31. Tp. 18—S. R.—6—E, and the east boundary line of the W $\frac{1}{2}$ of Section 6, Tp. 19—S. R.—6—E, a distance of three and three quarters miles to the SE corner of the NW $\frac{1}{4}$ of Section 6; thence westerly along the south boundary line of the NW $\frac{1}{4}$ of Section 6 a distance of one half mile to the SW corner of the NW $\frac{1}{4}$ of Section 6; thence northerly along the west boundary line of Section 6 a distance of one half mile to the point of beginning.

The above described boundary line being the corporate limits of the City of Talladega, Alabama, and including all lands lying within the above described boundary line.

"Section 2. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed."

"Section 3. This Act shall be effective upon its passage and approval by the Governor, or upon its otherwise becoming a law."

Jly 25, A 1 5 13

THE STATE OF ALABAMA TALLADEGA COUNTY

Personally appeared before me, a Notary Public in and for said County, Cecil Hornady, who being duly sworn according to law, deposes and says that he is the Editor of the TALLADEGA DAILY HOME, a newspaper published in said County, and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit in the issues hereof dated as follows: July 25, 1957, August 1, 1957, August 5, 1957, August 13, 1957.

Subscribed and sworn to before me this 26th day of August, 1957.

S/d CECIL HORNADY,
Editor & Publisher.

S/d ZELL SEXTON,
Notary Public.

Also:

By Messrs. Adams (Jefferson), Vacca, Edwards (Jefferson), Kaul, Perry and Nice:

H. 1153. To amend Act No. 417, H. 803, approved August 27, 1953 (Acts of Alabama, 1953, p. 518), entitled, "An Act To authorize the governing body of any county in the State having a population of 400,000 or more according to the last or any subsequent Federal census, to regulate and make rules regarding the parking of automobiles and other motor vehicles on the grounds of the Court House or the grounds of any branch of the Court House, and to provide for the enforcement of such rules and regulations by the sheriff, the removal of any auto or other motor vehicle left in violation of such rules and regulations at the expense of the owner and the person leaving the auto or other motor vehicle at such location, to provide for notice of such removal, and to make violations of such rules and regulations a misdemeanor."

Also:

By Messrs. Lackey, Kaul, Edwards (Jefferson), Vacca, Adams (Jefferson), and Perry:

H. 1152. To apply in and only in each county in this state having a population of 500,000 or more according to the 1950 or any succeeding decennial federal census: to regulate junk dealers and scrap metal processors in such counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such county; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such county to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the counties to which this Act applies.

Also:

By Mr. Dement:

H. 1064. To fix the salary of the State Service Commissioner.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 1099, 1148, 1129, 1149, 1150, 1151, 1153, and 1152—To the Committee on Local Legislation

H. B. 1064—To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bills:

By Mr. Murphy:

H. 1121. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the

powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Also:

By Mr. Burkhalter:

H. 1128. To vacate that portion of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22, in Township 10 South, Range 9 East.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE is hereby given of the intention to apply to the 1957 Regular Session of the Legislature of Alabama for the passage of a Local Act applicable to Cherokee County, Alabama, which Act is in substance as follows

A BILL
TO BE ENTITLED
AN ACT

To vacate that portion of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22 in Township 10 South, Range 9 East.

Be It Enacted by the Legislature of Alabama:

SECTION 1. That that part of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22, in Township 10, South, Range 9 East, be and the same is hereby vacated.

SECTION 2. That this Act shall become effective immediately upon its passage and approval by the Governor, or upon it otherwise becoming a law.

J. B. BURKHALTER,
22-4c Representative, Cherokee County, Alabama.

STATE OF ALABAMA
COUNTY OF CHEROKEE

Before me, Nellie Jo Lockridge, a Notary Public in and for said county in said state, personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the Town of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of a Bill to be entitled an Act as published in said newspaper once a week for four consecutive weeks, beginning on the 31st day of July, 1957 that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said town and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 21st day of August, 1957.

NELLIE JO LOCKRIDGE.
Notary Public.

Also:

By Mr. Brannan:

H. 1130. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the courthouse to be closed all day on Saturday each week.

Also:

By Mr. Hawkins:

H. 1131. To alter, rearrange and extend the boundary line of the corporate limits of the town of Southside in Etowah County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

STATE OF ALABAMA COUNTY OF ETOWAH

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

E. L. ROBERTS,
E. K. HANBY,
GEORGE C. HAWKINS.

A BILL TO BE ENTITLED AN ACT

TO ALTER, REARRANGE AND EXTEND THE BOUNDARY LINE OF THE CORPORATE LIMITS OF THE TOWN OF SOUTHSIDE IN ETOWAH COUNTY, ALABAMA.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the Town of Southside, Etowah County, Alabama be changed and extended to include the following territory:

Begin at a point where the east line of fractional SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 32 Township 12 Range 6 intersects the south line of Coosa River. Then run south along the east line of said quarter to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ section 33 township 12 range 6 thence east and along the north line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the north east corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, thence south and along the east line of said quarter to the SE corner thereof, section 33 township 12 range 6, thence east and along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, section 4 township 13 range 6 to the North east corner of said quarter, thence south and along the east line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the SE corner thereof, thence west and along the south line of said quarter to the SW corner thereof. Thence south and along the east line of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the SE corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, section 4 township 13 range 6, thence east and along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{2}$ section 9 township 12, range 6, thence south and along the east

line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ section 9 to the SE corner of said quarter, thence west and along the south line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the SW corner thereof, thence south along the east line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the south east corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, thence west and along the south line of said quarter to the SW corner thereof, thence north and along the west line of said quarter to the south east corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ thence west and along the south line of said quarter to the SW corner thereof, thence south and along the east line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the south east corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ section 9, thence south and along the east line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ section 16, to the southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, thence west and along the south line of said quarter to the southwest corner thereof, thence south and along the east line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ section 17, to the SE corner, thence west along the south line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the SW corner thereof thence south and along the east line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the southeast corner, thence west and along the south line SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the SW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ section 17, thence north and along the west line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the NW corner thereof, thence east and along the north line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{2}$ to the NE corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ thence north and along the west line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ section 17, thence continue north and along the W line of SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ section 8 and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ section 8 and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ section 5 to the northwest corner thereof, thence east and along the north line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the NE corner of said quarter, thence north and along the west line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ section 5 township 13 range 6, thence north along the west line of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ section 32 township 12, range 6 to the south bank of Coosa river, thence in a northerly direction along the south bank of river to point of beginning.

The above described land lying and being in section 32 and 33 township 12, range 6, and sections 4, 5, 8, 9, 16, and 17 township 12 range 6 Etowah County, Ala.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be and the same are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

May 30; June 6, 13, 20.

PROOF OF PUBLICATION

STATE OF ALABAMA COUNTY OF ETOWAH

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ollie Wright, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Adv. Bookkeeper of the Gadsden Times, a newspaper of general circulation published in Etowah County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 30, June 6, June 13, and 20th, all in the year 1957.

OLLIE WRIGHT.

Sworn to and subscribed before me Aug. 26, 1957.

WALTER BETZ,
Asst. Secy. & Treas.

Also:

By Messrs. Hawkins and Hanby:

H. 1132. To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF ETOWAH

NOTICE is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

TO ALTER OR RE-ARRANGE THE BOUNDARY LINES OF THE TOWN OF REECE CITY, ETOWAH COUNTY, ALABAMA, SO AS TO INCLUDE WITHIN THE CORPORATE LIMITS OF SAID TOWN ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY IN ETOWAH COUNTY, ALABAMA.

Be It Enacted by the Legislature of Alabama:

SECTION 1. That the Boundary lines of the Town of Reece City, Etowah County, Alabama, be, and the same are altered or re-arranged so as to include within the corporate limits of said town all territory now within such corporate limits, and also, certain other territory in Etowah County, Alabama, all of which territory is more particularly described as being all of the territory lying within the County of Etowah, State of Alabama, included and embraced within the boundaries herein set out, to-wit:

Beginning at the Northeast corner of Section 4, Township 11 South, Range 6 East, in Etowah County, Alabama; thence west along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 4, to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 4; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 4; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the northeast corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 4; thence west along the north line of said forty to the northwest corner thereof; thence South along the west line of said forty to the Northeast corner of Section 8, T11S, R6E; thence west along the north line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 8, to the Northwest corner thereof; thence south along the west line of said forty to the Northeast corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 8; thence west along the north line of said forty to the Northwest corner thereof; thence south along the west line of said forty to the Southwest corner thereof, thence Southwest in a direct line to the Northwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 8; thence south along the west line of said forty to the Southwest corner thereof; thence Southwest in a direct line to the Southwest corner

Section 3: That all laws and parts of laws, both general, special and local, in conflict with this Act, be, and the same hereby are repealed.

Section 4: That this Act shall go into effect immediately upon its approval by the Governor.

E. L. ROBERTS,
GEORGE C. HAWKINS
E. K. HANBY, JR.

July 22, 29, Aug. 5, 12.

STATE OF ALABAMA
ETOWAH COUNTY

Before me, Walter Betz, a Notary Public, in and for said County, in said State, personally appeared Ollie Wright, who is known to me, and who, after being by me duly sworn, deposes and says under oath as follows:

That she is Adv. Bookkeeper of The Gadsden Times, a Newspaper published in said County, in said State, and authorized under the laws of the State of Alabama to carry legal advertising;

That, as such employee, she has knowledge of the facts hereinafter stated, and that she is authorized by said, The Gadsden Times, to make this affidavit;

That there is glued to said affidavit notice which notice was printed in The Gadsden Times in its regularly circulated editions on July 22, 29, Aug. 5, and 12th, 1957, and that the clipping glued to this affidavit constitutes an exact and true copy of said advertisement as it appeared in The Gadsden Times on the dates shown above.

Subscribed and sworn to by me on this, the 19th day of Aug. 1957.

OLLIE WRIGHT.

Subscribed and sworn to before me on this the 19th day of Aug., 1957.

WALTER BETZ,
Notary Public, Etowah County, Alabama.

Also:

By Mr. Edwards (Escambia):

H. 1133. To alter and re-arrange the boundary lines of the City of Brewton, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Escambia County, Alabama contiguous to said city.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that the following local bill pertaining to the City of Brewton, Escambia County, Alabama, will be introduced for passage in the Legislature of Alabama.

A BILL
TO BE ENTITLED
AN ACT

To alter and re-arrange the boundary lines of the City of Brewton, Alabama, so as to include within the corporate limits of said City all territory now within such corporate limits and also certain other territory in Escambia County, Alabama contiguous to said City.

Be It Enacted by the Legislature of Alabama:

Section 1. That from and after the passage and approval of this Act the boundary lines of the City of Brewton, Escambia County, Alabama be and the same are altered and re-arranged so as to include within the corporate limits of said City, in addition to the territory included within its present corporate limits, the territory described as follows:

The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Thirty-one (31), Township Two (2) North, Range Ten (10) East in Escambia County, Alabama.

Section 2. That this Act shall go into effect immediately upon its approval by the Governor. 10—4t

PROOF OF PUBLICATION

STATE OF ALABAMA ESCAMBIA COUNTY

I, W. E. Brooks, owner and publisher of The Brewton Standard, hereby certify that the attached notice is a true and correct copy of notice published in said Brewton Standard once a week for 4 consecutive weeks, namely in the issues of August 1, 1957, August 15, 1957, August 8, 1957, August 22, 1957.

I further certify that the said Brewton Standard is a newspaper printed in the English language in Escambia County, Alabama; that said newspaper has a general circulation in the county in which it is published, and has been mailed under the second class mailing privilege of the United States Post Office Department from the Post Office at Brewton, Alabama, where it is published, for more than 52 consecutive weeks.

W. E. BROOKS,
By W. E. BROOKS, JR.

Subscribed and sworn to before me this 22 day of August, 1957.

HELEN AUGHTMAN,
Notary Public, Escambia County, Ala.

Also:

By Messrs. Broadfoot and Haltom:

H. 1134. Regulating the compensation of the members of the county board of education in counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Broadfoot and Haltom:

H. 1135. Relating to counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act.

Also:

By Messrs. Goodwyn, Hall, Nolen and Dawkins:

H. 1137. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that a bill substantially as follows will be introduced at the 1957 regular session of the legislature of Alabama and application for its passage and enactment will be made.

A BILL
TO BE ENTITLED
AN ACT

To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the City of Montgomery, in the County of Montgomery, and the State of Alabama, be and the same are hereby altered and rearranged so as to include within the corporate limits of said City all of that territory lying within the County of Montgomery and included in the following boundaries, to-wit: Commence at the point where the present City limits line, which is the north boundary of the right-of-way of the Southern Bypass, intersects the west boundary of the right-of-way of Narrow Lane Road, thence run south along the said west boundary of the right-of-way of Narrow Lane Road for a distance of 1611.93 feet, more or less, to a point where the said right-of-way line intersects the south right-of-way boundary of Buckingham Drive, thence turn right and run westerly along the southern boundary of the right-of-way of Buckingham Drive 2604 feet, more or less, to a point where the said southern boundary of said Street right-of-way intersects the west boundary line of Section 32, T 16N, R 18E, then turn right and run northerly along said section line for a distance of 1531 feet, more or less, to a point at which the section line intersects the north boundary of the right-of-way of the Southern By-pass, the present City Limits line, then turn right and run easterly along the present City Limits line for a distance of 2606 feet, more or less, back to the point of beginning.

Section 2. That all laws or parts of laws in conflict herewith are hereby repealed.

Section 3. This act shall become effective October 1, 1957.

Jour July 31, Aug. 7, 14, 21.

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Before me, T. A. Hardy, a Notary Public in and for said State and County personally appeared R. F. Bell, Cashier for "The Advertiser Company, Inc.", publishers of the Alabama Journal, a newspaper published in the City of Montgomery, County of Montgomery, and State of Alabama, who, being by me first duly sworn, deposes and says that the foregoing and attached is a true copy of a "Legal Notice" which appeared in the regular editions of the said newspaper published in said City and County of Montgomery on July 31, August 7, August 14, and August 21, 1957.

R. F. BELL.

Sworn to and subscribed before me, this the 21 day of August, 1957.

T. A. HARDY,
Notary Public.

Also:

By Messrs. Goodwyn, Hall, Nolen and Dawkins:

H. 1138. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Montgomery County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Notice is hereby given that a bill to provide funds for the maintenance of a law library in the Courthouse of Montgomery County will be introduced into the Legislature and application for its enactment will be made.

The bill will require the taxing and collecting of a law library fee as a part of the court costs in civil or quasi civil actions at law, suits in equity, criminal cases, quasi criminal cases and certain proceedings relative to forfeited bonds in the Circuit Court of Montgomery County and in both civil and criminal cases in statutory inferior courts in Montgomery County. The law library fee, prescribed in cases, suits and proceedings in the circuit court shall be in a greater amount than the law library fee to be taxed in the inferior courts; and the law library fee to be taxed in civil cases in the statutory inferior courts of the county will be in a smaller amount than that to be taxed in criminal cases in statutory inferior courts. The bill will require the clerk of the court or the register, as the case may be, to collect the law library fees and pay them to the county treasury. It will also provide that amounts due the law library fund shall be preferred claims on the moneys collected as costs in each case and before any amount paid as costs is applied to any other item of costs, the law library fee in such case shall be paid to the county treasurer; and that all money so paid him shall be kept in a separate fund in the county treasury to be expended by the presiding judge of the Circuit Court for maintaining a law library at the courthouse in the City of Montgomery. The bill will also specifically vest the management of the law library in the presiding judge of the circuit court, authorize such judge to expend the proceeds of the law library fees for the maintenance of such law library, and provide that any books and other property purchased out of the proceeds of the law library fee shall be and remain the property of the county.

Jou., July 31, Aug. 7, 14, 21

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Before me, T. A. Hardy, a Notary Public in and for said State and County personally appeared R. F. Bell, Cashier for "The Advertiser Company, Inc.", publishers of the Alabama Journal, a newspaper published in the City of Montgomery, County of Montgomery, and State of Alabama, who, being by me first duly sworn, deposes and says that the foregoing and attached is a true copy of a "Legal Notice" which appeared in the regular editions of the said newspaper published in said City and County of Montgomery on July 31, August 7, August 14, and August 21, 1957.

R. F. BELL.

Sworn to and subscribed before me, this the 21 day of August, 1957.

T. A. HARDY,
Notary Public.

Also:

By Messrs. Dickson and Brooks:

H. 1139. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 18,000 nor more than 18,100 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the courthouse to be closed all day on Saturday each week.

Also:

By Messrs. deGraffenried and Callahan:

H. 1144. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Also:

By Messrs. Callahan and deGraffenried:

H. 1145. To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body, other than the chairman or president thereof, of any county in the State having a population of not less than 94,000 nor more than 134,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

By Messrs. Shumate and Selman:

H. 1146. To provide for the relief of General Garner of Walker County; appropriating the sum of one thousand dollars from the county treasury.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To provide for the relief of General Garner of Walker County; appropriating the sum of one thousand dollars from the county treasury.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of one thousand dollars (\$1,000) is hereby appropriated from the treasury of Walker County to compensate General Garner of Walker County, a former employee of said county, for injuries sustained by him on or about August 9, 1953, while acting within the line and scope of his duties as such employee, under such circumstances that said county is morally and justly obligated to pay damages but the said Garner has no recourse at law to recover the same. The court of county commissioners, board of revenue or other like governing body of Walker County is hereby directed to draw or cause a warrant on the county treasury to be drawn in favor of said General Garner for the amount herein appropriated, and the custodian of county funds is hereby authorized and directed to pay the same upon due presentation thereof.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Alonzo Shumate,
T. K. Selman,
Member, State Legislature.

8-1-4tc

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bill Jones, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Walker County Times, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on August 1, August 8, August 15, and August 22, all in the year 1957.

BILL JONES.

Sworn to and subscribed before me August 22, 1957.

LATHAM G. SADLER,
Notary Public.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1121, 1128, 1130, 1131, 1132, 1133, 1134, 1135, 1137, 1138, 1139, 1144, 1145, and 1146—To the Committee on Local Legislation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Kaul, Kendall, Branyon, Dawkins, Pruitt, McKay and Thomas:
H. J. R. 111. WHEREAS, the Special Joint Committee of the House and Senate of Alabama, created and appointed pursuant to Act 119, H. J. R. 36, approved July 12, 1957, has rendered important service to the legislature in the analysis and consideration of many measures introduced in both houses dealing with matters of statewide importance and concern; and

WHEREAS, a number of problems which said committee has currently under consideration cannot be presented to this legislature, but will nevertheless remain matters of current and constant concern, and should be the subject of continuing investigation for the benefit of subsequent sessions of the legislature; now therefore, be it

RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That the Special Joint Committee created and appointed pursuant to Act 119, Approved July 12, 1957, be continued beyond the final adjournment of this session, and it is hereby authorized and requested to hold such hearings and make such continuing studies as it may deem necessary or advisable with respect to problems of the character heretofore considered by it and now under its consideration, and with respect to any other problems deemed by the committee to be of statewide concern, and particularly all problems related to the qualification and registration of voters and holding of elections, and to make such report as it deems necessary to the legislature no later than its next regular session.

RESOLVED FURTHER, That the said committee is authorized and requested to seek the aid and assistance of all state agencies and institutions, and particularly of the Alabama State Bar.

RESOLVED FURTHER, That the members of said committee shall not be entitled to any compensation or reimbursement of expenses in connection with the performance of their duties hereunder.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Boutwell, the Rules were suspended, and the resolution, H. J. R. 111, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 319. Relating to the county court of Walker County; to redefine the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

and requests a Committee of Conference, and the Speaker of the House has named as the Committee of Conference on the part of the House Messrs. Selman, Shumate and Davis.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Newton, the Senate acceded to the request of the House for a Committee on Conference to reconcile the differences between the two Houses on the Senate Amendment to the bill, H. B. 319, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed Messrs. Newton, Cantrell and Little as Conferees on part of the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 944. To provide further for paid leaves of absence for certain employees of counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 84. Relative to expressing appreciation to the Jefferson County Delegation for the enjoyable evening of Tuesday, August 20.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Johnson (Tallapoosa), Adams (Tallapoosa), Burkhalter and McClendon (Chambers):

H. J. R. 112. Whereas it is the intent of the Legislature that increases in the funds made available to the city and county boards of education be reflected in corresponding increases in the salaries of school bus drivers;

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING: That the city and county boards of education of this State are hereby requested to pay the school bus drivers employed by such local boards of education a salary of at least one hundred dollars per month.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 112, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Nice:

H. J. R. 109. RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That the bill, H. B. 82, which has passed both houses, be designated and known as "The Nice, Dawkins—Boutwell, Tate, Edwards (Jefferson), Perry, Roberts, Speaks, Gist, Vacca, Lee (Lawrence), and Boyd Bill."

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended, and the Resolution, H. J. R. 109, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Kendall and Gilchrist:

H. J. R. 108. BE IT RESOLVED by the House, the Senate concurring, that House Joint Resolution No. 107 be known as the Gilchrist, Kendall and Givhan Resolution.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Givhan, the Rules were suspended, and the resolution, H. J. R. 108, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution and sends same herewith to the Senate for its consideration:

By Mr. Davis:

H. J. R. 113. RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, That the Speaker of the House be instructed to erase his signature from the bill, H. 57:

To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

which has passed both Houses and has been recalled and returned to the Legislature for further consideration; that the bill be sent forthwith to the Senate with the request that the President and presiding officer of the Senate erase his signature therefrom and that the Senate reconsider the vote by which the bill was passed, and also the vote by which said bill was ordered to third reading and engrossment.

And in accordance with H. J. R. 113, the Speaker of the House in the presence of the House has erased his signature from the bill, and said bill is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Allen, the Rules were suspended and the resolution, H. J. R. 113, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

In accordance with the provisions of H. J. R. 113, the President and Presiding Officer of the Senate erased his signature from the bill:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

On motion of Mr. Allen, the Senate reconsidered the vote by which it passed the bill, H. B. 57, and on motion of Mr. Allen, the Senate reconsidered the vote by which it ordered the bill, H. B. 57, to its third reading and engrossment, and said bill was ordered returned to the House for its further consideration.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House has named as a member of the Committee on Interstate Cooperation Honorable Jack Huddleston to fill the vacancy left by Honorable Thomas R. Murphy, deceased.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

As provided by House Bill 79, approved August 28, 1957, the House has elected the following members to serve on the Alabama Education Commission:

Honorable Joe M. Dawkins
Honorable McDowell Lee (Barbour)
Honorable Hugh D. Merrill, Jr.
Honorable Virgis M. Ashworth
Honorable Hugh Kaul

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE GOVERNOR

To the Legislature of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Civil Service Board of Anniston.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 3, 1957

To the Legislature of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, MR. G. J. HAYNES, Anniston, Alabama, as a member of the Civil Service Board of Anniston, for a term of six years, said term expiring September 11, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Shelton, the Rules were suspended, and the Senate confirmed the appointment of Mr. G. J. Haynes, as a member of the Civil Service Board of Anniston, which said appointment is set out in the foregoing Message from His Excellency, The Governor.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dement:

H. J. R. 110. WHEREAS, his genial nature, cordial personality, friendly manner, ever cheery greetings and infectious good humor have won fame for one member of this Body from the southernmost tip of

Alabama to the northern vales where flows the Tennessee and from the Georgia Line to the Mississippi Line, as one of Alabama's most outstanding, most beloved, most devoted, most patriotic and biggest Representatives;

WHEREAS, this popular gentleman and true statesman has long been known to his numerous friends and admirers throughout the State by a nickname or sobriquet which, because of this gentleman's genuine love of humanity, boundless energy and readiness to befriend his fellowman, has become so identified with this particular Representative as to have, in effect, become his trademark; and, hence, should be granted some legal sanction as such and accorded the same protection afforded by registration to trademarks and tradenames; and

WHEREAS, it now appears that at least one member of this Body, and possibly others, have had the temerity to attempt to chisel in on the member's popularity, prestige and goodwill by usurping his nickname or sobriquet in an effort thus to divert some goodwill with which this gentleman has imbued that sobriquet to themselves and thus capitalize on his established reputation:

NOW THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, THE SENATE CONCURRING, that the Legislature of Alabama does hereby condemn this shameful usurpation of this nickname or sobriquet and hereby vests exclusive right to the use thereof and all the benefits and goodwill that accrue therefrom in our esteemed member, who by his own efforts has truly earned all rights thereto, The Honorable F. L. (Hello) Ferrell.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 110, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 178. To amend further Section 29 of Title 60, Code of Alabama (1940).

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

ELECTION OF MEMBERS ON ALABAMA EDUCATION COMMISSION

The Senate proceeded to election of the members on Alabama Education Commission, in accordance with the provisions of House Bill 79, approved August 28, 1957.

Mr. Lamberth placed in nomination Mr. Yarbrough (Randolph).

Mr. Cooper placed in nomination Mr. Vann.

Mr. Bradford placed in nomination Mr. Eddins.

Mr. Calvin placed in nomination Mr. Smith.

Mr. Little placed in nomination Mr. Cantrell.

Mr. Boutwell placed in nomination Mr. Shelton.

On tabulation of the votes Mr. Yarbrough (Randolph) received 15 votes; Mr. Vann received 27 votes; Mr. Eddins received 25 votes; Mr. Smith received 29 votes; Mr. Cantrell received 20 votes and Mr. Shelton received 20 votes.

The Chair declared Mr. Vann, Mr. Eddins and Mr. Smith, having received a majority of the votes cast, duly elected as members of the Alabama Education Commission.

Mr. Cantrell and Mr. Shelton having received a tie vote, a run-off was necessary. On a run-off Mr. Cantrell received 17 votes and Mr. Shelton received 16 votes. Thereupon the Chair declared Mr. Cantrell duly elected as member of the Alabama Education Commission.

NOTICE TO AMEND RULES

Mr. Lamberth offered the following notice in writing:

NOTICE

On the next legislative day I will move to change Rule 8 to read as follows:

"RULE 8. The regular order of business shall not be set aside except by a majority vote of the Senate, upon a resolution previously considered and reported by the committee on rules."

Lamberth.

Which was read and ordered spread upon the Journal.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House bill:

By Messrs. Davis, Stokes and Oden:

H. 1089. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

And ordered same sent forthwith to the Senate without engrossment.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1089—To the Committee on Finance and Taxation

RESOLUTION

Mr. Boutwell offered the following Senate Joint Resolution, to-wit:

S. J. R. 86. Be it resolved by the Senate, the House concurring, that Senate Bill 408 be known and designated as the Newton Bill.

On motion of Mr. Boutwell, the Rules were suspended, and the resolution adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dawkins:

H. J. R. 118. BE IT RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That the Joint Committee raised pursuant to Act No. 215, H. J. R. 50, approved August 8, 1955, known as the "Tax Study Committee," be and the same hereby is discharged, said committee having made a report of its findings, conclusions, and recommendations for the improvement of the State's revenue system in accordance with the mandate of said resolution.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended, and the resolution, H. J. R. 118, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dawkins:

H. J. R. 119. Be It Resolved by the House, the Senate concurring, that H. B. 973 (Occupational Tax) which has passed both Houses of the Legislature be known as the Dawkins, Hall, Nolen, Goodwyn and Robison Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Robison, the Rules were suspended, and the resolution, H. J. R. 119, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Haltom:

H. J. R. 117. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that House Bill 79, which has passed both Houses be known as the Lackey-Edwards (Jefferson) Bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Boutwell, the Rules were suspended, and the resolution, H. J. R. 117, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Hawkins:

H. J. R. 116. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that when the two Houses adjourn today, they adjourn to meet again on Friday, September 6, 1957.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended, and the resolution, H. J. R. 116, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Perry:

H. J. R. 115. Resolved by the House, the Senate concurring, that the bills, H. B. 344, H. B. 345, H. B. 346 and H. B. 347, which have passed both Houses, be designated and known as "The Perry, Metcalf and Nice Bills."

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Metcalf, the Rules were suspended, and the resolution, H. J. R. 115, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

REPORT FROM RULES

The Standing Committee on Rules offered the following resolution, to-wit:

S. R. 87. Resolved by the Standing Committee on Rules, that the rules be suspended and that the following bills, in the order named, be made the special, paramount and continuing order of business for the day, and for each day of the session until such bills have been disposed of:

1. H. B. 619, on page 47 of the calendar.
2. H. B. 1, on page 88 of the calendar.
3. H. B. 11, on page 57 of the calendar.

The following minority report of the Committee on Rules was offered by Mr. Hall:

MINORITY REPORT OF COMMITTEE ON RULES

Resolved, that the bills, H. B. 1 on page 88 of the calendar (the general appropriation bill), and H. B. 11 on page 57 of the calendar (the education appropriation bill), be made the special, continuing and para-

mount order of business of the Senate until said bills have been disposed of.

On motion of Mr. Flowers, the minority report was laid on the table.

Yeas 25; Nays 10.

Yeas:

Messrs.:	Engelhardt	Lamberth	Skidmore
Allen	Flowers	Leonard	Smith
Bradford	Givhan	Metcalf	Van Antwerp
Cantrell	Goodwin	Moses	Vann
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Eddins	Jones		—25

Nays:

Messrs.:	Davis (Lowndes)	Little	Shelton
Boutwell	Dyar	Reeves	Tate
Calvin	Hall	Robison	—10

The question recurred on the majority report of the Rules Committee which was Senate Resolution 87.

Mr. Robison offered the following amendment to the resolution, to-wit:

Amend S. R. 87 to read as follows:

Be it Resolved by the Senate that when the Senate reaches bills on third reading the following shall be the supreme, continuing and paramount order of business.

1. All local Bills
2. All General Bills with Local application
3. H. B. 1 on page 88
4. H. B. 11 on page 57
5. H. B. 835 on page 47

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 25; Nays 10.

Yeas:

Messrs.:	Engelhardt	Lamberth	Shelton
Allen	Flowers	Leonard	Skidmore
Bradford	Givhan	Metcalf	Van Antwerp
Cantrell	Goodwin	Moses	Vann
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Eddins	Jones		—25

Nays:

Messrs.:	Davis (Lowndes)	Little	Smith
Boutwell	Dyar	Reeves	Tate
Calvin	Hall	Robison	—10

Mr. Robison then offered the following amendment to the resolution, to-wit:

Amend S. R. 87 to read as follows:

Be it resolved by the Senate that when the Senate reaches bills on third reading the following shall be the supreme, continuing and paramount order of business.

1. All local Bills
2. All General Bills with Local application
3. H. B. 1 on page 88
4. H. B. 11 on page 57
5. H. B. 835 on page 47
6. H. B. 619 on page 47

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 23; Nays 12.

Yeas:

Messrs.:	Engelhardt	Jones	Roberts
Allen	Flowers	Lamberth	Skidmore
Bradford	Givhan	Leonard	Van Antwerp
Cantrell	Goodwin	Metcalf	Vann
Davis (Pickens)	Grisham	Moses	Yarbrough (Autauga)
Eddins	James	Newton	Yarbrough (Randolph)

—23

Nays:

Messrs.:	Davis (Lowndes)	Little	Shelton
Boutwell	Dyar	Reeves	Smith
Calvin	Hall	Robison	Tate
Cooper			

—12

Mr. Robison then offered the following amendment to the resolution, to-wit:

Amend S. R. 87 to read as follows:

Be it resolved by the Senate that when the Senate reaches bills on third reading the following shall be the supreme, continuing and paramount order of business.

1. All local Bills
2. All General Bills with Local application
3. H. B. 1 on page 88
4. H. B. 11 on page 57
5. H. B. 619 on page 47
6. H. B. 835 on page 47

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 28; Nays 6.

Yeas:

Messrs.:	Calvin	Davis (Lowndes)	Eddins
Allen	Cantrell	Davis (Pickens)	Engelhardt
Bradford	Cooper	Dyar	Flowers

Givhan	Leonard	Newton	Van Antwerp
Goodwin	Little	Roberts	Vann
Grisham	Metcalf	Skidmore	Yarbrough (Autauga)
Jones	Moses	Smith	Yarbrough (Randolph)
Lamberth			—28

Nays:

Messrs.:	Hall	Robison	Tate
Boutwell	Reeves	Shelton	—6

Mr. Robison then offered the following amendment to the resolution, to-wit:

Amend S. R. 87 to read as follows:

Be it resolved by the Senate that when the Senate reaches bills on third reading the following shall be the supreme, continuing and paramount order of business.

All Local Bills—House Bills

All General Bills with Local application—House Bills

H. 835 on page 47

H. 1 on page 88

H. 11 on page 57

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 20; Nays 15.

Yeas:

Messrs.:	Engelhardt	James	Moses
Allen	Flowers	Jones	Newton
Bradford	Givhan	Lamberth	Roberts
Cooper	Goodwin	Leonard	Van Antwerp
Davis (Pickens)	Grisham	Metcalf	Yarbrough (Autauga)
Eddins			—20

Nays:

Messrs.:	Davis (Lowndes)	Reeves	Smith
Boutwell	Dyar	Robison	Tate
Calvin	Hall	Shelton	Vann
Cantrell	Little	Skidmore	Yarbrough (Randolph)
			—15

Mr. Boutwell then offered the following amendment to the resolution, to-wit:

Amend S. R. 87 as follows:

By adding the following bills immediately following H. B. 11:

H. 978—p. 68

H. 954—p. 102

Which was adopted.

Mr. Calvin then offered the following amendment to the resolution, S. R. 87, as amended, to-wit:

Amend Senate Resolution 87 by striking items 1, 2 and 3 and substituting in lieu thereof the following:

1. H. B. 835, Page 47
2. H. B. 619, Page 47
3. H. B. 11, Page 57
4. H. B. 1, Page 88

RECESS

At 5:30 P. M., on motion of Mr. James, pending further consideration of S. R. 87, the Senate took a recess until 8 o'clock tonight.

Yeas 30; Nays 3.

Yeas:

Messrs.:	Davis (Pickens)	James	Shelton
Allen	Dyar	Jones	Skidmore
Boutwell	Eddins	Lamberth	Smith
Bradford	Engelhardt	Little	Tate
Calvin	Flowers	Moses	Van Antwerp
Cantrell	Givhan	Newton	Vann
Cooper	Goodwin	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Roberts	—30

Nays: Messrs.: Grisham, Metcalf and Robison —3

NIGHT SESSION

THIRTY-FOURTH LEGISLATIVE DAY

TUESDAY, SEPTEMBER 3, 1957

The Senate re-assembled at 8 o'clock P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
			—35

UNFINISHED BUSINESS

The Senate proceeded to consideration of the unfinished business of the afternoon session, which was the resolution:

S. R. 87—Setting Special Orders.

As amended.

The question was on the amendment offered by Mr. Calvin, which said amendment is set out at length in the Afternoon Journal of the Senate for the Thirty-Fourth Legislative Day.

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 23; Nays 12.

Yeas:

Messrs.:	Eddins	Hall	Newton
Allen	Engelhardt	James	Roberts
Boutwell	Flowers	Jones	Robison
Bradford	Givhan	Lamberth	Van Antwerp
Cooper	Goodwin	Leonard	Vann
Davis (Pickens)	Grisham	Metcalf	Yarbrough (Autauga)

—23

Nays:

Messrs.:	Dyar	Reeves	Smith
Calvin	Little	Shelton	Tate
Cantrell	Moses	Skidmore	Yarbrough (Randolph)

—12

Mr. Cooper then offered the following amendment to the resolution, as amended, to-wit:

Amend S. R. 87, as amended, as follows:

By adding the following bill immediately following H. B. 954:

H. B. 294—p. 48

On motion of Mr. Lamberth, said amendment was laid on the table.

Yeas 27; Nays 5.

Yeas:

Messrs.:	Engelhardt	Jones	Robison
Allen	Flowers	Lamberth	Shelton
Boutwell	Givhan	Leonard	Skidmore
Bradford	Goodwin	Little	Van Antwerp
Calvin	Grisham	Metcalf	Vann
Dyar	Hall	Moses	Yarbrough (Autauga)
Eddins	James	Roberts	Yarbrough (Randolph)

—27

Nays:

Messrs.:	Cooper	Smith	Tate
Cantrell	Davis (Pickens)		

—5

Mr. Moses then offered the following amendment to the resolution, S. R. 87, as amended, to-wit:

Amend S. R. 87 as amended by substituting the following for the resolution, as amended:

1. H. B. 619, page 47
2. H. B. 835, page 47
3. H. B. 1, page 88
4. H. B. 11, page 57
5. H. B. 978, page 68
6. H. B. 954, page 102

On motion of Mr. Flowers, said amendment was laid on the table.

Yeas 25; Nays 9.

Yeas:

Messrs.:	Davis (<i>Pickens</i>)	James	Reeves
Allen	Eddins	Jones	Roberts
Boutwell	Engelhardt	Lamberth	Robison
Bradford	Flowers	Leonard	Smith
Cantrell	Givhan	Metcalf	Van Antwerp
Cooper	Grisham	Newton	Yarbrough (<i>Aufauga</i>)
Davis (<i>Lowndes</i>)	Hall		—25

Nays:

Messrs.:	Goodwin	Skidmore	Vann
Calvin	Little	Tate	Yarbrough (<i>Randolph</i>)
Dyar	Moses		—9

Mr. Skidmore then offered the following amendment to the resolution, S. R. 87, as amended, to-wit:

Amend S. R. 87, as amended, by substituting the following for the resolution, as amended.

1. H. B. 835 page 47
2. H. B. 1 page 88
3. H. B. 11 page 57
4. H. B. 619 page 47
5. H. B. 975 page 68
6. H. B. 954 page 102

Mr. Flowers moved that said amendment be laid on the table and the motion to table was lost.

Yeas 17; Nays 18.

Yeas:

Messrs.:	Engelhardt	Jones	Newton
Allen	Flowers	Lamberth	Roberts
Bradford	Givhan	Leonard	Van Antwerp
Davis (<i>Pickens</i>)	Grisham	Metcalf	Yarbrough (<i>Aufauga</i>)
Eddins	James		—17

Nays:

Messrs.:	Davis (<i>Lowndes</i>)	Moses	Smith
Boutwell	Dyar	Reeves	Tate
Calvin	Goodwin	Robison	Vann
Cantrell	Hall	Shelton	Yarbrough (<i>Randolph</i>)
Cooper	Little	Skidmore	—18

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said committee, in session, has carefully examined the Journal of the Senate for the Thirty-fourth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Thirty-fourth Legislative Day approved by the Senate.

ADJOURNMENT

At 10:32 P. M., on motion of Mr. Eddins, pending further consideration of S. R. 87, and in accordance with joint resolution heretofore adopted, the Senate adjourned until Friday, September 6, 1957 at 10 o'clock A. M.

THIRTY-FIFTH LEGISLATIVE DAY

FRIDAY, SEPTEMBER 6, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by Reverend John T. Shaddix, Student, Birmingham Southern, and Pastor, Lighter Memorial Methodist Church, Birmingham.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalfe	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

JOURNAL

On motion of Mr. Lamberth, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

UNFINISHED BUSINESS

The Senate proceeded to consideration of the unfinished business of yesterday, which was the resolution:

S. R. 87 Setting Special Orders.

as amended.

The question was on the amendment offered by Mr. Skidmore, to the resolution, as amended, which said amendment is set out at length in the Journal of the Senate for the Thirty-fourth Day.

RECESS

At 1 o'clock P. M., on motion of Mr. Little, pending further consideration of S. R. 87, the Senate took a recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION
THIRTY-FIFTH LEGISLATIVE DAY
FRIDAY, SEPTEMBER 6, 1957

The Senate re-assembled at 2:30 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

MOTION TO CONSIDER CERTAIN BILLS ADOPTED

On motion of Mr. Bradford, unanimous consent was granted for the consideration of all local bills and general bills with local application on the Senate Calendar.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 308. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Also:

S. 310. To amend further Section 89 of Title 11, Code of Alabama (1940) which relates to the fees of clerks of the circuit courts in criminal cases.

Also:

S. 309. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

Also:

S. 307. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

Also:

S. 306. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

Also:

S. 145. To Amend Section 72, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon on requisition for extradition.

Also:

S. 146. To amend Section 75, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon who consents to return without requisition.

Also:

S. 148. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs.

Also:

S. 125. To make an appropriation for the use and benefit of the Alabama Institute for Deaf and Blind.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 501. Relating to civil remedies and procedure: to authorize the joining of the agent, servant or employee as a defendant with the principal or master in certain civil actions; and to prescribe the time of bringing such actions and to prescribe and regulate the procedure in such actions.

Also:

S. 443. To amend further Section 31, Title 13, Code of Alabama 1940, as amended, which relates to supernumerary judges.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 43. To amend Section 56 of Title 19, Code of Alabama (1940), which relates to rights of way to public roads or highways.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Callahan and deGraffenried:

H. J. R. 123. Whereas Dr. Frank A. Rose, president of Transylvania College in Lexington, Kentucky, has been named president of the University of Alabama in a recent action by the Board of Trustees of the University; and

Whereas Dr. Rose, being a native of Meridian, Mississippi, is familiar with the traditions of the South and of the University of Alabama; and

Whereas Dr. Rose is a man of impressive character, is an ordained minister of the Christian Church, and is one of the most outstanding young educators in the nation today; and

Whereas the ability of Dr. Rose as a successful university administrator is amply demonstrated by his impressive record as president of Transylvania College, a record which includes such achievements as the elimination of the indebtedness of the college; the doubling of the size of the student body, the attainment of significant increases in the salaries of faculty members, and the initiation of a broad new building program; and

Whereas the members of the Legislature wish to commend the Board of Trustees of the University of Alabama in their choice of the new president, and extend their welcome to Dr. Rose; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby express their gratification in the choice of this outstanding young educator, Dr. Frank A. Rose, as the president of the University of Alabama, and do extend their welcome and best wishes to Dr. Rose in his new position.

Be it further resolved that the Clerk of the House transmit duly authenticated copies of this resolution to Dr. Rose, and to the members of the Board of Trustees of the University of Alabama.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Skidmore, the Rules were suspended and the Senate concurred in and adopted the resolution, H. J. R. 123, which said resolution is set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. McKay and Nolen:

H. J. R. 122. Whereas, the original thirteen colonies which declared their independence of the British King on July 4, 1776, had suffered a long train of abuses and usurpations, evincing a design to reduce them under an absolute despotism, and were anxious to establish a government which would provide new guards for their future security, a government deriving its just powers from the consent of the governed;

Whereas, these colonists in their endeavor to provide a democratic government for themselves adopted the Constitution of the United States and incorporated in Section 4 of Article IV thereof a provision guaranteeing to every State in the Union a republican form of government; and providing that the United States "shall protect each of them against invasion; and on application of the legislature, or of the executive (when the legislature cannot be convened) against domestic violence";

Whereas, Article IX of the Bill of Rights, which was proposed as an amendment to the Constitution by the first Congress assembled under such Constitution, provides "The enumeration in the constitution of cer-

tain rights, shall not be construed to deny or disparage others retained by the people."

Whereas, Article X of this same Bill of Rights, provides: "The powers not delegated to the United States by the constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people";

Whereas, many recent opinions of the Supreme Court have ignored these constitutional provisions, thus trampling on the rights of the States and in effect authorizing certain Federal agencies to usurp rights of the states in many fields of government, which have previously been regarded by the states and the Federal Government as sacrosanct to the states;

Whereas, the President of the United States has often stated that the rights guaranteed by the Constitution to the states should at all times be safeguarded, and that the boundary between state and federal authority should be respected, even intimating that the states should reclaim some rights now being exercised by the Federal Government.

Whereas, even some members of the United States Supreme Court in recent dissenting opinions in cases involving the question of infringing on a state's rights, have sounded a warning against the Federal Government's intrusion into matters of state concern.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, THE SENATE CONCURRING, that The Legislature of Alabama hereby memorializes President Dwight D. Eisenhower to be particularly mindful of the rights reserved by the Constitution to the states and to exert his every effort to restrain the intrusion by federal agents into matters of state concern to the end that each and every state of the Union shall be truly a republic in which all power of government is derived from the governed, the will of the people therein shall prevail and no section or part of these United States shall become the pawn of another section, wielding despotic powers over it and thus subject to the same abuses and usurpations which our United States were established to avoid.

Be It Further Resolved, that President Eisenhower's attention is specifically directed to Section 4 of Article IV of the Constitution, in which the decision as to the need for federal aid in protection against domestic violence is left to the legislatures or the executives of the respective states, and he is urged in view of the present situation in Arkansas and other Southern States, to respect the states' rights to handle their own problems and provide for their own domestic tranquility in the manner deemed best by the people and their elected representatives.

Be It Further Resolved, that the Clerk of the House of Representatives is hereby directed to send a copy of this Resolution to President Dwight D. Eisenhower, to each Senator and Representative from Alabama in the Congress of the United States, and to release a copy thereof to the Press.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Boutwell, the Rules were suspended and the Senate concurred in and adopted the resolution, H. J. R. 122, which said resolution is set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 90. To amend further Section 3 of Act No. 228, S. 21, approved July 31, 1947 (General Acts of Alabama, 1947, p. 92), entitled "An Act to provide additional supernumerary judges for the State, prescribing their duties and powers, fixing their compensation and tenure of office, and making an appropriation to pay their salaries."

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Flowers, the Senate concurred in and adopted the following House amendment to the bill, S. B. 90, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR S. B. 90

A BILL
TO BE ENTITLED
AN ACT

To fix the compensation of supernumerary circuit judges.

Be It Enacted by the Legislature of Alabama:

Section 1. From and after the effective date of this Act the salary of each supernumerary circuit judge shall be the sum of five thousand two hundred dollars (\$5,200) per annum, to be paid in equal installments as the salaries of other judges are paid, the provisions of Act No. 936, H. 652, approved September 12 1951 (1951 Acts 1605) to the contrary notwithstanding.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective on the first day of the month next following the date of its enactment.

Yeas 29; Nay 1.

Yeas:

Messrs.:	Engelhardt	Lamberth	Robison
Allen	Flowers	Leonard	Skidmore
Boutwell	Givhan	Little	Smith
Bradford	Goodwin	Metcalf	Tate
Davis (Lowndes)	Grisham	Moses	Van Antwerp
Davis (Pickens)	Hall	Reeves	Yarbrough (Autauga)
Dyar	James	Roberts	Yarbrough (Randolph)
Eddins	Jones		—29

Nay: Mr. Shelton

—1

MESSAGE FROM THE HOUSE

Mr. President:

The House has reconsidered the vote by which it passed the bill:

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

And the House has amended as therein shown and as amended has again passed said bill.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Allen, the Senate concurred in and adopted the following House amendment to the bill, H. B. 57, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO H. 57

Amend the bill, H. 57, by striking out Section 2 thereof in its entirety, and substituting therefor the following:

"Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17, of the Code of Alabama (1940)."

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Skidmore
Allen	Goodwin	Leonard	Van Antwerp
Boutwell	Grisham	Little	Vann
Bradford	Hall	Metcalf	Yarbrough (Autauga)
Calvin	James	Shelton	Yarbrough (Randolph)
Cantrell	Jones		—21

Nays:

—0

And said bill, as thus amended, was again read at length as required by the Constitution, and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Skidmore
Allen	Goodwin	Leonard	Van Antwerp
Boutwell	Grisham	Little	Vann
Bradford	Hall	Metcalf	Yarbrough (Autauga)
Calvin	James	Shelton	Yarbrough (Randolph)
Cantrell	Jones		—21

Nays:

—0

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama
Gentlemen:

I am transmitting to you a message from the Governor, returning Senate Bill No. 398, without his approval.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this bill originated, Senate Bill No. 398, without my approval.

This bill is being returned at the request of the author of the bill since an identical bill (House Bill 971) has already passed both Houses of the Legislature and been approved by me.

Respectfully,
JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Van Antwerp, the Senate sustained the Governor's veto to the bill, S. B. 398, which said veto is set out in the foregoing Message from the Governor.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am transmitting to you a message from the Governor, relative to Senate Bill 408.

Respectfully submitted,
RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this bill originated, Senate Bill No. 408, with a suggested executive amendment.

Amend said Senate Bill 408, as follows:

Strike out the words "thirty days" at the end of Section 2 (a) and substitute in lieu thereof the words "ninety days".

This amendment is made at the suggestion of the author of the bill and, if adopted, will remove my objection to the bill.

Respectfully,
JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Newton, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

S. B. 408. To alter, re-arrange and extend the boundaries of the town of Parrish in Walker County.

which said amendment is set out in the foregoing Message from the Governor.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Robison	
Cantrell	Engelhardt	Moses	Shelton	
Cooper	Flowers	Newton	Skidmore	
Davis (Lowndes)	Givhan	Reeves	Smith	
Davis (Pickens)	Goodwin	Roberts	Tate	
Dyar	Lamberth			—21

Nays: —0

Which was a majority of the whole number elected to the Senate.

And said bill, S. B. 408, as amended by the Executive amendment, was again read at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Robison	
Cantrell	Engelhardt	Moses	Shelton	
Cooper	Flowers	Newton	Skidmore	
Davis (Lowndes)	Givhan	Reeves	Smith	
Davis (Pickens)	Goodwin	Roberts	Tate	
Dyar	Lamberth			—21

Nays: —0

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses, on the Senate Amendment to the bill, H. 319. Said report of said Conference Committee being in words and figures as follows:

REPORT OF COMMITTEE OF CONFERENCE RELATIVE TO H. B. 319

The Committee of Conference appointed to reconcile the disagreement between the two houses on the Senate amendment to the bill, H. B. 319, has met, considered the matter, and reports as follows:

We recommend that the Senate recede from its amendment to the bill and that the following amendment be adopted:

On page 1, strike out Section 2 of the bill entirely and substitute therefor the following:

"Section 2. The judge of the county court of Walker County shall be elected at the general election to be held in November, 1958, and every four years thereafter, and neither the probate judge nor the judge of the probate court of Walker County shall serve as judge of the county court. The judge of the county court shall hold office for a term of four years from the first Monday after the second Tuesday in January next following his election, and until his successor shall have been elected and qualified. The judge of the county court shall be a resident and quali-

fied elector of Walker County, shall be a person learned in the law, and shall have been admitted to the practice of law in the State of Alabama. The judge of the county court shall receive a salary of six thousand six hundred dollars (\$6,600.00) per annum, payable as a preferred claim in equal monthly installments out of the general fund of the county, which shall be in lieu of all other compensation heretofore provided by law. The judge of the county court may be impeached or removed from office on the same grounds and in the same manner as may be provided for the impeachment or removal of judges of county courts under the general laws of this State."

Also, on page 2, in Section 8 of the bill, strike out the words and figures "four thousand eight hundred dollars (\$4,800.00) per annum" and insert in lieu thereof the following: three thousand three hundred dollars (\$3,300.00) per annum.

BRYCE DAVIS,
ALONZO SHUMATE,
T. K. SELMAN,

Conferees on the part of the House.

REUBEN L. NEWTON,
BERRY LYNCHMORE CANTRELL,
GEORGE E. LITTLE,

Conferees on the part of the Senate.

And said bill:

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

As amended by the report of the Committee of Conference was again read at length and passed.

And said Report of the Committee of Conference, together with the bill, is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Newton, the Senate concurred in and adopted the Report of the Committee on Conference, appointed to reconcile the differences between the two houses on the Senate amendment to the bill, H. B. 319, the title of which and said Conference Report is set out in the foregoing Message from the House.

Yeas 33; Nays 0.

Yeas:

MESSRS.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Flowers	Moses	Tate
Calvin	Givhan	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		

—33

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions your signature thereto is requested.

H. J. R. 108. Relative to naming House Joint Resolution No. 107.

Also:

H. J. R. 109. Relative to naming House Bill 82.

Also:

H. J. R. 111. Relative to the special committee created and appointed by Act 119, H. J. R. 36 approved July 12, 1957 continuing beyond the final adjournment of this session.

Also:

H. J. R. 113. Relative to recalling H. B. 57 which has passed both Houses—for erasure of the signatures of the Speaker of the House and the Presiding Officer of the Senate, and for further consideration by the Senate of the vote by which it passed.

Also:

H. J. R. 115. Relative to naming House Bills 344, 345, 346 and 347.

Also:

H. J. R. 117. Relative to naming House Bill 79.

Also:

H. J. R. 118. Relative to discharging the Joint Committee known as the "Tax Study Committee", said committee having completed its report.

Also:

H. J. R. 119. Relative to naming House Bill 973.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Civil Service Board of Tuscaloosa .

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, the following as members of the Civil Service Board of Tuscaloosa:

Place No. 1—Aubrey Dominick, Tuscaloosa—For the term expiring May 15, 1961.

Place No. 2—John P. Baker, Tuscaloosa—For the term expiring May 15, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Skidmore, the Rules were suspended and the Senate confirmed the appointments of Honorable Aubrey Dominick and Honorable John P. Baker, as members of the Civil Service Board of Tuscaloosa, which said appointments are set out in the foregoing Message from the Governor.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I hereby transmit to you a message from the Governor, relative to the members of the State Board of Education.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, the following as members of the State Board of Education:

Harry M. Ayers, Anniston, Alabama—Re-appointment—for the term October 1, 1957 to October 1, 1963.

E. W. Skidmore, Tuscaloosa, Alabama—For the term October 1, 1957 to October 1, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Skidmore, the Rules were suspended and the Senate confirmed the appointments of Honorable Harry M. Ayers and Honorable E. W. Skidmore as members of the State Board of Education, which said appointments are set out in the foregoing Message from the Governor.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the State Board of Pensions and Security.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, the following as a member of the State Board of Pensions and Security:

Mrs. C. F. Halstead, Montgomery—For a term of six years, said term expiring August 28, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Robison, the Rules were suspended and the Senate confirmed the appointment of Mrs. C. F. Halstead as a member of the State Board of Pensions and Security, which said appointment is set out in the foregoing Message from the Governor.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the State Board of Pensions and Security.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, O. H. FINNEY, JR., as a member of the State Board of Pensions and Security, for the term expiring August 28, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Lamberth, the Rules were suspended and the Senate confirmed the appointment of Mr. H. O. Finney as a member of the State Board of Pensions and Security, which said appointment is set out in the foregoing Message from the Governor.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Alabama Educational Television Commission.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

SEPTEMBER 6, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mrs. Bertha S. Roberts, 752 Forrest Avenue, Gadsden, as a member of the Alabama Educational Television Commission, for term expiring June 25, 1965.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Boutwell, the Senate confirmed the appointment of Mrs. Bertha S. Roberts, as a member of the Alabama Educational Television Commission, which said appointment is set out in the foregoing Message from the Governor.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 86. Relative to designating Senate Bill 408 as the Newton Bill.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Joint Resolution and Senate Bills with the original Senate Joint Resolution and Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. J. R. 84. Thanking the Jefferson County Delegation for the Southern Barbecue held at Vandy's on August 20th, 1957.

Also:

S. 174. To make an appropriation to provide for the construction of an auditorium at the Piedmont Agricultural Experiment Sub-Station in Tallapoosa County, and for the construction of a residence at the Lower Coastal Plains Substation at Camden in Wilcox County.

Also:

S. 442. To amend Section 3 of the act approved September 2, 1949, which created a plumbers examining board in all counties having a population of not less than 140,000, according to the last or any subsequent federal decennial census (Act No. 529, H. 977, 1949 Acts 827).

Also:

S. 178. To amend further Section 29 of Title 60, Code of Alabama (1940).

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 92. Relating to Department of Revenue, to authorize and direct the Commissioner of the Department of Revenue to allow a discount of two per cent (2%) on the first \$5,000.00 of tax paid to the State and of one percent (1%) on all amounts of tax paid in excess of \$5,000.00, not exceeding \$200.000 in any one calendar month to licensed and bonded refiners, storers, distributors or wholesalers of motor fuel who collect gasoline or motor fuel taxes under the provisions of Section 648 of Title 51, Cde of Alabama, 1940.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Flowers, the Senate concurred in the following House amendment to the bill, S. B. 92, the title of which is set out in the foregoing Message from the House, to-wit:

Amend S. B. 92 by striking therefrom Section 5 of said bill and substituting therefor the following:

"Section 5. This Act shall become effective on October 1, 1959, following its passage and approval by the Governor, or upon its otherwise becoming law."

Yeas 28; Nays 3.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Skidmore
Boutwell	Flowers	Leonard	Smith
Calvin	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)			—28

Nays: Messrs.: Metcalf, Shelton and Yarbrough (Autauga) —3

RESOLUTIONS

Mr. Yarbrough (Randolph) offered the following Senate Joint Resolution, to-wit:

S. J. R. 88. BE IT RESOLVED by the Legislature of Alabama, both Houses thereof concurring, that the Committee created by the Lackey-Edwards Bill is hereby empowered and instructed by the Legislature to incorporate in its report to the Legislature of Alabama a plan for the institution of a system of private schools should the State of Alabama be ordered by the Federal Courts to abandon its system of segregated schools and admit children of all races to its public schools.

And on motion of Mr. Yarbrough (Randolph), the Rules were suspended and the Resolution adopted by the Senate.

Mr. Givhan offered the following Senate Joint Resolution, to-wit:

S. J. R. 89. Whereas a United States district judge, a native of the State of North Dakota, has ordered the immediate admission of Negroes to the white schools of Little Rock, Arkansas; and

Whereas the court's order created a dangerous, highly explosive situation in the City of Little Rock; and

Whereas the distinguished and honorable Governor of the State of Arkansas, recognizing the dangers inherent in the use of government by injunction to attempt to force drastic decisions upon free people, and acting under his constitutional authority as chief executive of a sovereign American state, called on the state militia to maintain peace and order by preventing a change in the traditional manner of operating the city's schools; and

Whereas the Governor of Arkansas, as a result of his decision to preserve domestic tranquility in the manner which he, in his discretion, deemed best, has reportedly been threatened with arrest by federal authorities, and has reason to believe that federal agents have gone so far as to tap the telephone lines of the executive mansion of the sovereign State of Arkansas; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the Legislature commends Governor Orval Faubus for his action in maintaining the public peace in a manner befitting the governor of a southern state, and in attempting to preserve the sovereignty of the State of Arkansas against unwarranted and unjustified federal interference; and that the Legislature of Alabama urges Governor Faubus, in the interest of constitutional government everywhere, to remain firm in his stand against this deplorable encroachment upon states' rights by federal authorities.

Be it further resolved, that the Secretary of the Senate transmit a duly authenticated copy of this resolution to The Honorable Orval Faubus, Governor of the State of Arkansas.

And on motion of Mr. Givhan, the Rules were suspended and the Senate adopted the Resolution, S. J. R. 89.

Messrs. Dyar, Smith, Davis (Lowndes), Grisham, Newton, Yarbrough (Autauga), Lamberth, Allen, Metcalf, Flowers, Van Antwerp, Roberts, Little, Eddins, Bradford, Reeves, Boutwell, Goodwin, Vann, Robison, Jones, Skidmore, Yarbrough (Randolph), Moses, Engelhardt, Shelton, Cooper, Davis (Pickens), Tate, Hall, Cantrell and Calvin offered the following Senate Joint Resolution, to-wit:

S. J. R. 90. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

That the members of the Legislature do hereby express their deep appreciation to the people of Bibb and Perry Counties, and to Rep. Virgis M. Ashworth, of Bibb County, Rep. Judson C. Locke, Sr., and Rep. W. L. DeSear, of Perry County, and to Sen. H. P. James, of the Eighteenth Senatorial District, for the gracious hospitality extended to the members of the Legislature, and for the delightful barbecue enjoyed on last Tuesday evening, September third.

On motion of Mr. Reeves, the Rules were suspended and the resolution adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 276. To regulate the compensation of certain county employees of all counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

REPORTS OF COMMITTEES

Mr. Smith, Chairman of the Standing Committee on Local Legislation, reported that said Committee, in Session, had acted on the following

bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Mathews:

H. 1099. To require all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to require such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

By Mr. Murphy:

H. 1121. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

By Mr. Burkhalter (with notice and proof):

H. 1128. To vacate that portion of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22, in Township 10 South, Range 9 East.

By Mr. Brannan:

H. 1129. To authorize the board of revenue, court of county commissioners, or other like governing body of any county having a population not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to appoint a curator for any official historical site located on certain public lands situated in any such county; and to provide for the duties, term, and compensation of such curator.

By Mr. Brannan:

H. 1130. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the courthouse to be closed all day on Saturday each week.

By Mr. Hawkins (with notice and proof):

H. 1131. To alter, rearrange and extend the boundary line of the corporate limits of the Town of Southside in Etowah County, Alabama.

By Messrs. Hawkins and Hanby (with notice and proof):

H. 1132. To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

By Mr. Edwards (Escambia) (with notice and proof):

H. 1133. To alter and re-arrange the boundary lines of the City of Brewton, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Escambia County, Alabama contiguous to said city.

By Messrs. Broadfoot and Haltom:

H. 1134. Regulating the compensation of the members of the county board of education in counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census.

By Messrs. Broadfoot and Haltom:

H. 1135. Relating to counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act.

By Messrs. Goodwyn, Hall, Nolen and Dawkins (with notice and proof):

H. 1137. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

By Messrs. Goodwyn, Hall, Nolen and Dawkins (with notice and proof):

H. 1138. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Montgomery County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

By Messrs. Dickson and Brooks:

H. 1139. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 18,000 nor more than 18,100 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the court house to be closed all day on Saturday each week.

By Messrs. deGraffenried and Callahan:

H. 1144. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them

to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

By Messrs. Callahan and deGraffenried:

H. 1145. To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body, other than the chairman or president thereof, of any county in the State having a population of not less than 94,000 nor more than 134,000 inhabitants, according to the last or any subsequent federal decennial census.

By Messrs. Shumate and Selman (with notice and proof):

H. 1146. To provide for the relief of General Garner of Walker County; appropriating the sum of one thousand dollars from the county treasury.

By Messrs. Hawkins and Hanby:

H. 1148. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

By Mr. Brown (Lee) (with notice and proof):

H. 1149. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

By Messrs. Kirkham and Holliman (with notice and proof):

H. 1150. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Myrtlewood, Marengo County, Alabama.

By Messrs. Payne and McKay (with notice and proof):

H. 1151. To extend, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

By Messrs. Lackey et al:

H. 1152. To apply in and only in each County in this State having a population of 500,000 or more, according to the 1950 or any succeeding decennial federal census: to regulate junk dealers and scrap metal processors in such Counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such County; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such County to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the Counties to which this Act applies.

By Messrs. Adams (Jefferson) et al:

H. 1153. To amend Act No. 417, H. 803, approved August 27, 1953 (Acts of Alabama, 1953, p. 518), entitled, "An Act To authorize the governing body of any County in the State having a population of 400,000 or more according to the last or any subsequent Federal census, to regulate and make rules regarding the parking of automobiles and other motor vehicles on the grounds of the Court House or the grounds of any branch of the Court House, and to provide for the enforcement of such rules and regulations by the sheriff, the removal of any auto or other motor vehicle left in violation of such rules and regulations at the expense of the owner and the person leaving the auto or other motor vehicle at such location, to provide for notice of such removal, and to make violations of such rules and regulations a misdemeanor."

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Hain, Hardy and Gilmer:

H. 1102. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

By Messrs. Davis, Stokes and Oden:

H. 1089. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

By Messrs. Goodwyn, Nolen and Hall:

H. 138. To provide a State scholarship program to promote the education of negro nurses; and making an appropriation therefor.

By Messrs. Goodwyn, Nolen and Hall:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

By Messrs. Law and Johnson (Elmore):

H. 1066. To exempt the gross proceeds received by certain non-profit youth organizations or associations from the business of conducting, sponsoring or operating gospel singing concerts and certain other forms of amusement or entertainment, in which members of such organizations or associations participate, from the computation of the sales tax levied by Article 10, Chapter 20, Title 51, Code of Alabama 1940, as amended.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Brown (Lee) (with substitute):

H. 1074. To create an additional judgeship for the Fifth Judicial Circuit of Alabama, designated Judgeship No. 3; and to provide for the election, term of office, compensation, powers, duties, authority, obligations and qualifications of such additional judge.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Dement:

H. 1064. To fix the salary of the State Service Commissioner.

By Messrs. Haltom et al:

H. 1065. To make an appropriation for the purpose of aiding agricultural fairs in awarding prizes, premiums and awards for agricultural and industrial displays and exhibits.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate without recommendation, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Burkhalter et al (without recommendation):

H. 452. To amend Section 380 of Title 51, Code of Alabama 1940, which relates to the recognition for income tax purposes of gains or losses upon the sale or exchange of property.

Mr. Lamberth, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. deGraffenried et al:

H. 645. To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of disabled veterans; and to dependents and survivors of deceased servicemen or veterans."

Mr Engelhardt, Chairman of the Standing Committee on Agriculture, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Vacca:

H. 659. To regulate the sale of brake fluid by requiring registration of the product with the Commissioner of Agriculture and Industries; prescribing the registration fees and requiring a permit authorizing the sale of brake fluid; prohibiting the sale of inferior brake fluids and to authorize the adoption of standards and specifications governing the sale of brake fluids; to prescribe the penalty for violations and prescribing other administration and enforcement procedures.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

S. 408. To alter, re-arrange and extend the boundaries of the town of Parrish in Walker County.

by a vote of a majority of the whole number elected to the House, said vote being: Yeas 71; Nays 0.

And said bill, as thus amended by the executive amendment, was again read at length and passed by a vote of a majority of the whole number elected to the House, said vote being: Yeas 72; Nays 0.

And said bill, together with the executive amendment, is herewith returned to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolutions:

S. J. R. 88. Relative to Committee created by the Lackey-Edwards bill.

Also:

S. J. R. 89. Commending Governor Orval Faubus for his action in maintaining the public peace in a manner befitting the governor of a southern state.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

BILLS ON THIRD READING

The Bill:

H. 657. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions

or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable; to protect certain civil service and pension rights of employees of municipal airports taken over by such authority; to provide for competitive bidding on construction contracts in excess of ten thousand dollars; to provide for a date upon which this act shall become effective.

Was taken up.

Mr. Boutwell offered the following amendment, to the bill, to-wit:

AMENDMENT TO HOUSE BILL 657

AMEND HOUSE BILL 657 AS FOLLOWS:

Amend Section 5 of said bill by inserting the word "county" immediately after the word "state" and before the word "or" in the ninth line from the top on page 6 of said bill.

Amend Section 7 of said bill by deleting the words "and operate" from the second line from the top of page 9 thereof and inserting in said second line the word, "and" immediately after the word "maintain" and before the word "repair".

Amend Section 7 of said bill by striking therefrom subparagraph numbered (17) on page 10 of said bill and substituting in lieu thereof as subparagraph (17) the following:

"(17) to exercise the power of eminent domain in the manner and subject to the provisions of Title 19 of the Code of Alabama of 1940, as amended, with respect to any property, real, personal or mixed, including property already devoted to public use, that may be necessary for the construction, extension, maintenance, operation, protection, enlargement, improvement or preservation of an airport or airport facility;"

Amend Section 10 of said bill by deleting therefrom the word "and" appearing after the word "facilities" in the last line of subparagraph (h) on page 13 of the bill and by deleting the period immediately after the word "thereof" in the last line of subparagraph (i) on said page 10 and inserting in lieu thereof a semicolon and inserting immediately after said semicolon the word "and", and further amend said Section 10 by inserting at the end of said section as subparagraph (j) the following:

"(j) Enter into an agreement or agreements with the authority whereby the City will agree to issue and sell bonds of the City for any airport purpose or purposes permitted by law, which bonds shall be issued in accordance with the provisions of the constitution and the laws of this state and shall be general obligations of the City. The proceeds of such bonds shall be delivered by City to the authority and shall be used by the authority in strict accordance with the proceedings which authorized their issuance and the provisions of the agreement between the City and the authority, provided, however, that the authority shall repay to the City all such proceeds so advanced from any unpledged revenues to which it is or may be entitled in such amounts and at such times as will permit the City to pay off the bonds as they become due."

Amend Section 12 of said bill by inserting immediately after the word "purposes" as the same appears in the fourth line of said Section 12 and as a part of the first sentence of said Section 12 the following: "provided, however, that no such bonds shall be issued by the authority without the consent of the City evidenced by a resolution of the governing body of the City."

Amend Section 15 of said bill by striking therefrom the words "and fiscal consultant's" as they appear in the tenth line of said section on page 17 of the bill and inserting the word "and" immediately after the word "architect's" and before the word "engineer's" in the tenth line of said section and inserting immediately after the word "purposes" in the third from the bottom line on said page 17 the following: "; provided, however, that none of such proceeds may be used for payment of any fiscal or other fee or commission for effecting a sale of any such bonds or for advice (other than legal) respecting the manner and terms of the sale of any such bonds."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Roberts
Allen	Flowers	Metcalf	Robison
Boutwell	Givhan	Moses	Shelton
Bradford	Goodwin	Newton	Yarbrough (Autauga)
Calvin	Lamberth	Reeves	Yarbrough (Randolph)
Eddins	Leonard		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Roberts
Allen	Flowers	Metcalf	Robison
Boutwell	Givhan	Moses	Shelton
Bradford	Goodwin	Newton	Yarbrough (Autauga)
Calvin	Lamberth	Reeves	Yarbrough (Randolph)
Eddins	Leonard		—21

Nays:

—0

RESOLUTION

Mr. Lamberth offered the following Senate Joint Resolution, to-wit:

S. J. R. 91. RESOLVED by the Senate, the House concurring, that when the two houses adjourn today, they adjourn to meet again on Friday, September 13.

On motion of Mr. Lamberth, the rules were suspended and the Resolution adopted by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 1078. For the relief of I. Schiffman and Company, Incorporated; authorizing the court of county commissioners, board of revenue or other like governing body of Madison County to make an appropriation from the county treasury to compensate I. Schiffman and Company, Incorporated for certain damages.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Tate
Cantrell	Engelhardt	Reeves	Van Antwerp
Cooper	Hall	Roberts	Vann
Davis (Lowndes)	James	Robison	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays:

—0

The Bill:

H. 1079. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Tate
Cantrell	Engelhardt	Reeves	Van Antwerp
Cooper	Hall	Roberts	Vann
Davis (Lowndes)	James	Robison	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays:

—0

The Bill:

H. 1076. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of Lowndes County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Calvin	Eddins	Leonard	Skidmore
Cantrell	Engelhardt	Little	Smith
Cooper	Flowers	Metcalf	Tate
Davis (Lowndes)	Givhan	Moses	Van Antwerp
Davis (Pickens)	Goodwin		

—21

Nays:

—0

The Bill:

H. 1077. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	Flowers	Robison	Van Antwerp
Davis (Lowndes)	Givhan	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		

—21

Nays:

—0

The Bill:

H. 1073. To amend further Section 173 of Title 13, Code of Alabama (1940), which relates to civil cases, when tried; chief justice appoints additional judges.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Eddins	James
Allen	Davis (Pickens)	Engelhardt	Jones
Boutwell	Dyar	Hall	Lamberth

Leonard	Moses	Shelton	Yarbrough (Autauga)
Little	Newton	Vann	Yarbrough (Randolph)
Metcalf	Reeves		—21
Nays:			—0

The Bill:

H. 1075. Relating to privilege licenses; levying an additional tax upon sellers of malt or brewed beverages who are engaged in that business in Lowndes County; providing for the assessment, collection, and use of the proceeds of the tax and for the adoption and promulgation of rules and regulations therefor by the governing body of said county; defining violations of the Act; and prescribing penalties therefor.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Hall	Little
Allen	Davis (Lowndes)	James	Metcalf
Boutwell	Davis (Pickens)	Jones	Shelton
Bradford	Dyar	Lamberth	Skidmore
Calvin	Goodwin	Leonard	Smith
Cantrell	Grisham		—21
Nays:			—0

The Bill:

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama regular session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County—Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Cooper	Flowers	Shelton	Vann
Davis (Lowndes)	Givhan	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Newton	Smith	Yarbrough (Randolph)
Dyar	Reeves		—21
Nays:			—0

The Bill:

H. 1067. Relating to Autauga County; providing further for the distribution of fines and forfeitures in certain cases.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Newton	Tate
Allen	James	Reeves	Van Antwerp
Boutwell	Jones	Roberts	Vann
Bradford	Lamberth	Robison	Yarbrough (Autauga)
Calvin	Leonard	Smith	Yarbrough (Randolph)
Grisham	Moses		—21

Nays:

—0

The Bill:

H. 981. To provide for the disposition of certain real property in Baldwin County, Alabama, which is a part of the Dixie Graves Parkway and which runs from Gulf Shores, Alabama, to Fort Morgan; to provide for and regulate the manner, method and conditions under which said real property may be disposed of by the State, and to provide for use and control of the remainder of said parkway; to provide a fund for the deposit of revenue derived from the disposition of said real property and to provide for expenditures from said fund.

Was taken up.

Mr. Jones offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 981, as follows:

Strike out Section 6 of the bill entirely and substitute therefor the following:

"Section 6. In the event a present owner of real property adjacent to and abutting on the said Dixie Graves Parkway fails to file a claim for the property contiguous to his or her holdings on said parkway within one hundred and eighty days from the effective date of this Act, then said contiguous property within said parkway shall be retained by the Director of Conservation and shall only be disposed of as follows: The present owner or his assigns may obtain a conveyance of such property upon the payment of the twenty-five dollar application fee hereinabove referred to plus one dollar for each lineal foot of such property fronting on the parkway. All revenue derived from such sales shall be deposited in the Dixie Graves Parkway Fund and may be withdrawn therefrom in the manner and for the purposes herein provided for."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Moses	Shelton
Cantrell	Grisham	Newton	Skidmore
Cooper	Hall	Reeves	Smith
Davis (Lowndes)	James	Roberts	Tate
Davis (Pickens)	Jones	Robison	Van Antwerp
Dyar	Metcalfe		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Moses	Shelton
Cantrell	Grisham	Newton	Skidmore
Cooper	Hall	Reeves	Smith
Davis (Lowndes)	James	Roberts	Tate
Davis (Pickens)	Jones	Robison	Van Antwerp
Dyar	Metcalf		

—21

Nays:

—0

The Bill:

H. 1107. Relating to Lauderdale County: To amend further Section 14 of the act which established the Law and Equity Court of Lauderdale County, which act was passed over the Governor's veto on May 29, 1931 (Local Acts of 1931, page 72).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Grisham	Roberts
Allen	Eddins	Hall	Robison
Boutwell	Engelhardt	Lamberth	Vann
Cooper	Flowers	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Givhan	Reeves	Yarbrough (Randolph)
Davis (Pickens)	Goodwin		

—21

Nays:

—0

The Bill:

H. 1108. Relating to Lauderdale County; authorizing any savings and loan associations operating in such county to open, establish, operate and maintain branch offices anywhere in said county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Grisham	Roberts
Allen	Eddins	Hall	Robison
Boutwell	Engelhardt	Lamberth	Vann
Cooper	Flowers	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Givhan	Reeves	Yarbrough (Randolph)
Davis (Pickens)	Goodwin		

—21

Nays:

—0

The Bill:

H. 1105. Relating to Lauderdale County: To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in the circuit court in Lauderdale County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Robison
Allen	Flowers	Jones	Van Antwerp
Boutwell	Givhan	Newton	Vann
Davis (<i>Pickens</i>)	Goodwin	Reeves	Yarbrough (<i>Autauga</i>)
Dyar	Grisham	Roberts	Yarbrough (<i>Randolph</i>)
Eddins	Hall		—21

Nays:

—0

The Bill:

H. 1106. Relating to Lauderdale County: To amend further Section 1 of Act No. 31, S. 128, approved May 20, 1943, which allowed the sheriff of Lauderdale County an additional deputy, fixed the compensation of such additional deputy, and provided for the payment thereof out of the general funds of Lauderdale County (Local Acts of Alabama, 1943, page 18).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Little
Cantrell	Engelhardt	James	Metcalf
Cooper	Flowers	Jones	Shelton
Davis (<i>Lowndes</i>)	Givhan	Lamberth	Skidmore
Davis (<i>Pickens</i>)	Goodwin	Leonard	Yarbrough (<i>Randolph</i>)
Dyar	Grisham		—21

Nays:

—0

The Bill:

H. 1100. To provide for the compensation of deputies of the sheriff in all counties having a population of not less than 26,700 nor more than 27,000 according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Tate
Allen	Goodwin	Leonard	Van Antwerp
Boutwell	Grisham	Little	Vann
Davis (<i>Pickens</i>)	Hall	Metcalf	Yarbrough (<i>Autauga</i>)
Dyar	James	Smith	Yarbrough (<i>Randolph</i>)
Flowers	Jones		—21

Nays:

—0

The Bill:

H. 1104. To Amend Sections 1, 2 & 4 of Act No. 86 of the Regular Session of the Legislature of Alabama, Approved June 21, 1957, entitled "An Act, Levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby

made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Little	Roberts
Cooper	Hall	Metcalf	Robison
Davis (Lowndes)	James	Moses	Vann
Davis (Pickens)	Jones	Newton	Yarbrough (Autauga)
Dyar	Lamberth	Reeves	Yarbrough (Randolph)
Goodwin	Leonard		—21

Nays: —0

The Bill:

H. 1095. Relating to the municipality of Enterprise, in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Givhan	Robison
Allen	Davis (Lowndes)	Moses	Van Antwerp
Boutwell	Davis (Pickens)	Newton	Vann
Bradford	Eddins	Reeves	Yarbrough (Autauga)
Calvin	Engelhardt	Roberts	Yarbrough (Randolph)
Cantrell	Flowers		—21

Nays: —0

The Bill:

H. 1096. To authorize the City of Anniston, Alabama, to sell to Alabama Society for Crippled Children & Adults, a corporation, for its reasonable market value the South 50 feet of Lots 15, 16, 17, & 18, in Block 151, according to the Map of the Anniston City Land Company, said property being situated in the City of Anniston, Calhoun County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Metcalf	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Leonard	Smith	Yarbrough (Randolph)
Grisham	Little		—21

Nays: —0

The Bill:

H. 1081. Relating to Montgomery County; proposing an amendment to the Constitution of Alabama to provide that the Legislature may from time to time, by general or local laws, fix, alter and regulate the costs and charges of courts in Montgomery County and the method of disbursement thereof.

Was read a third time at length as required by the Constitution, and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Reeves
Allen	Davis (<i>Lowndes</i>)	Little	Roberts
Boutwell	Davis (<i>Pickens</i>)	Metcalf	Robison
Bradford	Dyar	Moses	Tate
Calvin	Eddins	Newton	Van Antwerp
Cantrell	Lamberth		—21

Nays:

—0

The Bill:

H. 1094. Relating to counties having a population of not less than 63,750 nor more than 72,750, according to the last or any subsequent federal decennial census; further defining the police jurisdiction of certain incorporated municipalities situated in such counties.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Newton
Calvin	Eddins	Leonard	Shelton
Cantrell	Engelhardt	Little	Skidmore
Cooper	Flowers	Metcalf	Yarbrough (<i>Autauga</i>)
Davis (<i>Lowndes</i>)	Givhan	Moses	Yarbrough (<i>Randolph</i>)
Davis (<i>Pickens</i>)	Goodwin		—21

Nays:

—0

The Bill:

H. 1080. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Jones	Roberts	Tate
Allen	Little	Robison	Van Antwerp
Boutwell	Metcalf	Shelton	Vann
Grisham	Moses	Skidmore	Yarbrough (<i>Autauga</i>)
Hall	Newton	Smith	Yarbrough (<i>Randolph</i>)
James	Reeves		—21

Nays:

—0

The Bill:

H. 1082. Relating to counties in this State having a population of more than five hundred thousand according to the last or any subsequent federal decennial census; to authorize and direct the county governing body of such counties to allow and pay a certain sum to the judge of any inferior court in the county whose annual compensation is less than five thousand nine hundred dollars and who regularly holds court in more than one precinct in the county to reimburse him for certain transportation expenses incurred in the discharge of his duties.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Moses	Tate
Allen	Flowers	Newton	Van Antwerp
Boutwell	Lamberth	Reeves	Vann
Bradford	Leonard	Roberts	Yarbrough (Autauga)
Calvin	Little	Robison	Yarbrough (Randolph)
Eddins	Metcalfe		—21

Nays:

—0

The Bill:

H. 1092. Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

Was taken up.

Mr. Newton offered the following amendment, to the bill, to-wit:

AMENDMENT TO H. B. 1092

Strike out the last sentence of Section 1 of the bill.

Also, on page 2, in Section 2 of the bill, after subsection 3) and before subsection 4), insert the following:

3A) It shall be unlawful for any person, firm, corporation, association or copartnership engaged in or continuing in the business for which a privilege license tax is required by this Act to fail or refuse to add to the sales price and collect from the purchaser the amount due by the taxpayer on account of said tax provided herein, or to refund or to absorb or to advertise directly or indirectly the refund or absorption of such tax.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Robison
Allen	Davis (Lowndes)	Givhan	Shelton
Boutwell	Davis (Pickens)	Newton	Skidmore
Bradford	Dyar	Reeves	Smith
Calvin	Eddins	Roberts	Tate
Cantrell	Engelhardt		—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Metcalf	Robison
Cooper	Flowers	Moses	Shelton
Davis (Lowndes)	Givhan	Newton	Skidmore
Davis (Pickens)	Lamberth	Reeves	Smith
Dyar	Leonard	Roberts	Vann
Eddins	Little		

—21

Nays:

—0

The Bill:

H. 1061. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their term shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Van Antwerp
Boutwell	Engelhardt	Leonard	Vann
Bradford	Flowers	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Roberts	Yarbrough (Randolph)
Davis (Pickens)	James		

—21

Nays:

—0

The Bill:

H. 1056. To amend Section 4 of Act Number 298, Regular Session 1955 Legislature of Alabama, relating to joint public hospitals board in any county in the State of Alabama having a population of at least 125,000 and more than 225,000 people according to any succeeding decennial Federal census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Cantrell	Engelhardt	Robison	Van Antwerp
Cooper	Flowers	Shelton	Vann
Davis (Lowndes)	Moses	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Newton	Smith	Yarbrough (Randolph)
Dyar	Reeves		—21

Nays:

—0

The Bill:

H. 1053. To alter or re-arrange the boundary lines of the City of Arab, Marshall County, Alabama, to extend the corporate limits thereof to include all territory now within such corporate limits and also certain other territory and to describe the corporate limits as altered, rearranged and extended.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	Flowers	Robison	Van Antwerp
Davis (Lowndes)	Lamberth	Shelton	Vann
Davis (Pickens)	Leonard	Skidmore	Yarbrough (Autauga)
Dyar	Little	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays:

—0

The Bill:

H. 1054. To amend Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, entitled "An Act to provide for and fix the compensation and duties of the Chief Clerk in the Office of the Tax Assessor of Mobile County, Alabama", as amended by Act No. 378, H. B. 901, approved September 8, 1955.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Allen	James	Robison	Van Antwerp
Boutwell	Jones	Shelton	Vann
Bradford	Moses	Skidmore	Yarbrough (Autauga)
Goodwin	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays:

—0

The Bill:

H. 1051. Relating to the town of Lockhart in Covington County; to alter, rearrange, and extend the boundaries thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Reeves
Allen	Engelhardt	James	Roberts
Boutwell	Flowers	Jones	Robison
Bradford	Givhan	Lamberth	Shelton
Calvin	Goodwin	Leonard	Yarbrough (Randolph)
Cantrell	Grisham		—21

Nays: —0

The Bill:

H. 1052. Relating to Marengo County: Further regulating the meetings of the county board of registrars.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Newton	Skidmore
Cooper	Flowers	Reeves	Van Antwerp
Davis (Lowndes)	Givhan	Roberts	Vann
Davis (Pickens)	Lamberth	Robison	Yarbrough (Autauga)
Dyar	Leonard	Shelton	Yarbrough (Randolph)
Eddins	Little		—21

Nays: —0

The Bill:

H. 1048. For the relief of Irene Dorough and Pearl Hyatt; authorizing the court of county commissioners, board of revenue or other like governing body of Jefferson County to make an appropriation from the county treasury to compensate Irene Dorough and Pearl Hyatt for certain damages.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Leonard	Skidmore
Allen	Grisham	Little	Smith
Boutwell	Hall	Metcalf	Tate
Bradford	James	Moses	Yarbrough (Autauga)
Calvin	Jones	Shelton	Yarbrough (Randolph)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

H. 1049. Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any

subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Shelton
Allen	Engelhardt	Moses	Skidmore
Boutwell	Flowers	Newton	Smith
Bradford	Givhan	Reeves	Tate
Calvin	Goodwin	Roberts	Van Antwerp
Cantrell	Grisham		

—21

Nays:

—0

The Bill:

H. 1043. Relating to Colbert County; changing the method of compensating certain officers of the county; placing such officers on a salary basis; and providing for their assistants and for the operation of their offices.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Tate
Allen	Davis (Lowndes)	Lamberth	Van Antwerp
Boutwell	Davis (Pickens)	Leonard	Vann
Bradford	Dyar	Skidmore	Yarbrough (Autauga)
Calvin	Eddins	Smith	Yarbrough (Randolph)
Cantrell	Engelhardt		

—21

Nays:

—0

The Bill:

H. 1044. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Metcalf	Robison
Allen	James	Moses	Shelton
Boutwell	Jones	Newton	Skidmore
Givhan	Lamberth	Reeves	Smith
Goodwin	Leonard	Roberts	Tate
Grisham	Little		

—21

Nays:

—0

The Bill:

H. 1004. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature so as to authorize the amendment of the certificate of incorporation of any public hospital corporation, at any time organized under said act, for the purpose of changing the number of the members of its board of directors or making any other change in any such certificate of incorporation that is not inconsistent with the provisions of said act; so as to provide the method of effecting any such amendment; so as to specify, in the event any such amendment shall reduce the number of the members of any such board of directors, the method for determining which members of any such board of directors shall continue to serve and which shall cease to serve, following such amendment; and so as to provide that the terms of office of any such board of directors shall thereafter be staggered so that the term of office of one-third of such directors shall expire at the end of each period of two years.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Tate
Allen	Engelhardt	Little	Van Antwerp
Boutwell	Flowers	Metcalf	Vann
Davis (Lowndes)	Givhan	Moses	Yarbrough (Autauga)
Davis (Pickens)	Goodwin	Newton	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays:

—0

The Bill:

H. 1042. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Sheffield in Colbert County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Newton	Skidmore
Allen	Hall	Reeves	Van Antwerp
Boutwell	James	Roberts	Vann
Bradford	Jones	Robison	Yarbrough (Autauga)
Calvin	Metcalf	Shelton	Yarbrough (Randolph)
Cantrell	Moses		—21

Nays:

—0

The Bill:

H. 1003. To validate public corporations for hospital purposes attempted to be organized under Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as amended, where the governing body of a county has authorized the incorporation of such corporation but where the attempted incorporation is invalid because of some irregularity in the procedure for incorporation.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Tate
Calvin	Eddins	Leonard	Van Antwerp
Cantrell	Engelhardt	Reeves	Vann
Cooper	Flowers	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Givhan	Robison	Yarbrough (Randolph)
Davis (Pickens)	Goodwin		—21

Nays:

—0

The Bill:

H. 1109. Relating to Lauderdale County; Authorizing the governing body of Lauderdale County to allow the sheriff of Lauderdale County two deputies sheriff in addition to the deputies already authorized by law and to provide for the compensation of such additional deputies and the payment thereof out of the general fund of Lauderdale County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Tate
Cooper	Flowers	Jones	Van Antwerp
Davis (Lowndes)	Givhan	Lamberth	Vann
Davis (Pickens)	Goodwin	Leonard	Yarbrough (Autauga)
Dyar	Grisham	Little	Yarbrough (Randolph)
Eddins	Hall		—21

Nays:

—0

The Bill:

H. 1119. To amend Act #288 of the 1955 Regular Session of the Legislature of Alabama which relates to the regulation and licensing of barbers and barber colleges, and other like businesses in any County of the State of Alabama having a population of at least 125,000 nor more than 225,000, to creating a barber's commission for said Counties and defining the powers and duties of said barber's commission and providing for an inspector and providing a penalty for the violation of the provisions thereof.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Little	Roberts
Allen	Hall	Metcalfe	Robison
Boutwell	James	Moses	Shelton
Bradford	Jones	Newton	Skidmore
Calvin	Lamberth	Reeves	Smith
Cantrell	Leonard		—21

Nays:

—0

The Bill:

H. 1113. To alter and re-arrange the boundary lines of the City of Demopolis, Marengo County, Alabama, so as to include within the corporate limits of said City, in addition to the present territory included within the corporate limits, certain other territory.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Robison
Cooper	Flowers	Jones	Van Antwerp
Davis (Lowndes)	Givhan	Lamberth	Vann
Davis (Pickens)	Goodwin	Leonard	Yarbrough (Autauga)
Dyar	Grisham	Roberts	Yarbrough (Randolph)
Eddins	Hall		—21

Nays: —0

The Bill:

H. 1122. To alter, extend, and rearrange the corporate limits of the town of Castleberry, Conecuh County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Roberts
Cantrell	Engelhardt	James	Robison
Cooper	Flowers	Moses	Shelton
Davis (Lowndes)	Givhan	Newton	Skidmore
Davis (Pickens)	Goodwin	Reeves	Smith
Dyar	Grisham		—21

Nays: —0

The Bill:

H. 1111. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Skidmore
Allen	Engelhardt	James	Smith
Boutwell	Flowers	Jones	Vann
Davis (Lowndes)	Givhan	Lamberth	Yarbrough (Autauga)
Davis (Pickens)	Goodwin	Shelton	Yarbrough (Randolph)
Dyar	Grisham		—21

Nays: —0

The Bill:

H. 1112. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Little	Skidmore
Allen	Hall	Metcalf	Smith
Boutwell	James	Moses	Vann
Davis (Lowndes)	Jones	Newton	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Shelton	Yarbrough (Randolph)
Dyar	Leonard		—21

Nays: —0

The Bill:

H. 1101. To provide expense allowance to circuit solicitors in judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Reeves
Cantrell	Engelhardt	Little	Roberts
Cooper	Flowers	Metcalf	Robison
Davis (Lowndes)	Givhan	Moses	Smith
Davis (Pickens)	Goodwin	Newton	Tate
Dyar	Lamberth		—21

Nays: —0

The Bill:

H. 1110. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said County; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Allen	James	Robison	Van Antwerp
Boutwell	Jones	Shelton	Vann
Bradford	Moses	Skidmore	Yarbrough (Autauga)
Goodwin	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays: —0

The Bill:

H. 1097. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each

having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Roberts
Allen	Hall	Metcalf	Robison
Boutwell	James	Moses	Vann
Bradford	Jones	Newton	Yarbrough (Autauga)
Calvin	Lamberth	Reeves	Yarbrough (Randolph)
Cantrell	Leonard		—21

Nays:

—0

The Bill:

H. 1098. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Cantrell	Engelhardt	Robison	Van Antwerp
Cooper	Flowers	Shelton	Vann
Davis (Lowndes)	Givhan	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Newton	Smith	Yarbrough (Randolph)
Dyar	Reeves		—21

Nays:

—0

The Bill:

H. 1090. To provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 18,700 nor more than 19,100 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Hall	Robison
Allen	Engelhardt	James	Shelton
Boutwell	Flowers	Jones	Skidmore
Bradford	Givhan	Reeves	Smith
Calvin	Goodwin	Roberts	Tate
Cantrell	Grisham		—21

Nays:

—0

The Bill:

H. 1093. Providing further for the election of the members of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Tate
Allen	Davis (Lowndes)	Lamberth	Van Antwerp
Boutwell	Davis (Pickens)	Leonard	Vann
Bradford	Dyar	Little	Yarbrough (Autauga)
Calvin	Eddins	Robison	Yarbrough (Randolph)
Cantrell	James		—21

Nays:

—0

The Bill:

H. 1070. To alter, re-arrange and extend the boundaries and corporate limits of the town of Eclectic in Elmore County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Lamberth	Skidmore	Yarbrough (Autauga)
Calvin	Newton	Smith	Yarbrough (Randolph)
Dyar	Reeves		—21

Nays:

—0

The Bill:

H. 1086. Relating to counties having a population of not less than 94,000 nor more than 135,000 according to the last or any subsequent federal decennial census; providing further for extending the corporate limits and boundaries of incorporated municipalities in such counties.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Reeves
Calvin	Eddins	Little	Roberts
Cantrell	Engelhardt	Metcalf	Robison
Cooper	Flowers	Moses	Shelton
Davis (Lowndes)	Givhan	Newton	Skidmore
Davis (Pickens)	Lamberth		—21

Nays:

—0

The Bill:

H. 1062. To amend Section 1 of Act No. 525, H. 1020, approved September 9, 1955, (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama; and to provide that this Act shall be retroactive.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Newton	Tate
Calvin	Goodwin	Reeves	Van Antwerp
Cantrell	Grisham	Roberts	Vann
Cooper	Hall	Robison	Yarbrough (Autauga)
Davis (Lowndes)	James	Smith	Yarbrough (Randolph)
Davis (Pickens)	Jones		—21

Nays: —0

The Bill:

H. 1068. To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Tate
Allen	Engelhardt	Little	Van Antwerp
Boutwell	Flowers	Metcalf	Vann
Bradford	Givhan	Moses	Yarbrough (Autauga)
Calvin	Goodwin	Smith	Yarbrough (Randolph)
Cantrell	Lamberth		—21

Nays: —0

The Bill:

H. 1142. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is less than Twenty Dollars (\$20.00); repealing conflicting laws.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Metcalf
Allen	Flowers	Jones	Moses
Boutwell	Givhan	Lamberth	Vann
Bradford	Goodwin	Leonard	Yarbrough (Autauga)
Calvin	Grisham	Little	Yarbrough (Randolph)
Eddins	Hall		—21

Nays: —0

The Bill:

H. 1143. To authorize the county commission of Jefferson County to levy additional privilege license and excise taxes for public school purposes within the county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended

and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violation of the Act.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Metcalf
Allen	Flowers	Jones	Moses
Boutwell	Givhan	Lamberth	Vann
Bradford	Goodwin	Leonard	Yarbrough (Autauga)
Calvin	Grisham	Little	Yarbrough (Randolph)
Eddins	Hall		—21

Nays:

—0

The Bill:

H. 1141. To authorize the county board of education and each city board of education in any county in this state having a population of **400,000 or more, according to the last or any subsequent federal census**, to sell and issue from time to time interest bearing tax anticipation warrants for the purpose of acquiring, providing, constructing and equipping public school buildings and appurtenant buildings and facilities, including, without limitation, school busses; to provide that such warrants shall be payable, as to both principal and interest, solely from the proceeds of any ad valorem tax or privilege or license tax paid, allocated or apportioned to or for the benefit of the board of education issuing such warrants; to require the pledge of such tax proceeds for the benefit of such warrants; to specify the effect and priority of each such pledge; to specify the manner in which any such warrants shall be sold; to authorize the refunding of any such warrants; to require the approval by the state superintendent of education for the issuance of any such warrants and to specify the effect of such approval; to provide that any such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that any such warrants and interest coupons applicable thereto, and all income derived therefrom, shall forever be exempt from all state, county, municipal and other taxation under the laws of Alabama; and to provide that the powers **granted in this act shall be cumulative and that all boards of education** subject to the provisions of this act shall continue to have all powers granted them by Article 4 of Chapter 10 of Title 52 of the Code of Alabama of 1940, as amended.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Robison
Allen	Givhan	Moses	Van Antwerp
Boutwell	Goodwin	Newton	Vann
Bradford	Grisham	Reeves	Yarbrough (Autauga)
Eddins	Hall	Roberts	Yarbrough (Randolph)
Engelhardt	James		—21

Nays:

—0

The Bill:

H. 1136. To alter or re-arrange the boundary lines of the city of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	Flowers	Robison	Van Antwerp
Davis (Lowndes)	Metcalf	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays:

—0

The Bill:

H. 1140. To fix the compensation of election officers in certain elections held in counties which now have, or which may hereafter have, a population in excess of 500,000, according to the last or any subsequent Federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Givhan	Lamberth	Newton
Allen	Goodwin	Leonard	Robison
Boutwell	Grisham	Little	Vann
Eddins	Hall	Metcalf	Yarbrough (Autauga)
Engelhardt	James	Moses	Yarbrough (Randolph)
Flowers	Jones		—21

Nays:

—0

The Bill:

H. 1126. Providing further for the compensation of members of the board of registrars in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Roberts
Cooper	Flowers	Metcalf	Robison
Davis (Lowndes)	Givhan	Moses	Vann
Davis (Pickens)	Goodwin	Newton	Yarbrough (Autauga)
Dyar	Lamberth	Reeves	Yarbrough (Randolph)
Eddins	Leonard		—21

Nays:

—0

The Bill:

H. 1127. Providing further for the compensation of members of the jury commission in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Tate
Allen	Givhan	Reeves	Van Antwerp
Boutwell	Goodwin	Roberts	Vann
Bradford	Grisham	Robison	Yarbrough (Autauga)
Eddins	Hall	Smith	Yarbrough (Randolph)
Engelhardt	James		—21

Nays:

—0

The Bill:

H. 1124. To provide further for the economic development of counties having a population of not less than 29,500 nor more than 30,500 inhabitants, according to the last or any subsequent federal decennial census, and the economic development of municipalities within such counties; providing for the creation of a development board in each county to which this Act applies; providing for the organization, powers, functions, duties, and personnel of such board; and providing for the payment of the expenses and for the compensation of the personnel of such board.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Tate
Allen	Engelhardt	Metcalf	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Givhan	Skidmore	Yarbrough (Autauga)
Calvin	Lamberth	Smith	Yarbrough (Randolph)
Cantrell	Leonard		—21

Nays:

—0

The Bill:

H. 1125. Providing further for the compensation of the chairman and members of the county board of equalization in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Grisham	Newton
Allen	Eddins	Hall	Shelton
Boutwell	Engelhardt	James	Skidmore
Bradford	Flowers	Jones	Smith
Calvin	Givhan	Moses	Tate
Davis (Pickens)	Goodwin		—21

Nays:

—0

The Bill:

H. 1123. Relating to Conecuh County, Alabama; authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

Was taken up.

Mr. Goodwin offered the following amendment, to the bill, to-wit:

AMENDMENT TO HOUSE BILL 1123

Amend House Bill 1123 by striking therefrom Section 10 thereof and substituting in lieu thereof the following:

Section 10. Disposition of Revenues from Taxes Herein Authorized. The Department of Revenue shall charge the county for collecting the special taxes herein authorized a percentage of the taxes collected for the county to be computed on the basis of the percentage which the cost of collecting the state sales and use taxes bears to the total amount of such sales and use tax collected. In computing the charge for each month the department shall use the percentage of the cost of collecting the state taxes for the next preceding fiscal year with the amount so charged to be corrected and adjusted in the amount paid to the county hereunder for the month of November of the next succeeding fiscal year. The comptroller shall each month draw his warrant on the funds collected hereunder in the amount so computed or adjusted payable to the Department of Revenue. The Commissioner of Revenue shall pay into the state treasury all taxes collected under this act, as such taxes are received by the commissioner; and on or before the first day of each successive month (commencing with the month following the month in which the Commissioner makes the first collections hereunder), the Commissioner shall certify to the State Comptroller the amount of taxes collected under the provisions of this act and paid by him into the state treasury for the benefit of Conecuh County during the month immediately preceding the making of such certificate. It shall be the duty of the Comptroller each month to issue his warrant on the State Treasurer, in the amount so certified Act and paid during the then preceding month into the state

treasury, and payable as follows: The amount so certified by the Commissioner as having been collected under this act and paid into the state treasury during the then preceding month less the amount paid to the Department of Revenue as cost of collection is hereby appropriated for the school purposes hereinafter specified and shall be paid to the custodian of the public school funds of Conecuh County. The said revenues from the taxes levied hereunder, and required under this section to be paid to the custodian of county school funds in Conecuh County, shall be used for constructing, rebuilding, enlarging, equipping and repairing public school buildings, and for other educational purposes, in Conecuh County.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Skidmore
Cantrell	Grisham	Reeves	Smith
Cooper	Hall	Roberts	Tate
Davis (Lowndes)	James	Robison	Van Antwerp
Davis (Pickens)	Jones	Shelton	Vann
Dyar	Moses		

—21

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Skidmore
Cantrell	Grisham	Reeves	Smith
Cooper	Hall	Roberts	Tate
Davis (Lowndes)	James	Robison	Van Antwerp
Davis (Pickens)	Jones	Shelton	Vann
Dyar	Moses		

—21

Nays:

—0

The Bill:

H. 821. To provide for the payment of pensions and other benefits to employees of the State, or of any political subdivision of the State, whose compensation is paid from funds derived from more than one unit of government.

Was taken up.

Mr. Robison offered the following substitute, for the bill, to-wit:

SUBSTITUTE FOR H. E. 821

A BILL TO BE ENTITLED AN ACT

To provide for the payment of pensions and other benefits to certain employees of counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, when their compensation is paid from funds derived from more than one unit of government.

Be It Enacted by the Legislature of Alabama:

Section 1. The clerk or clerks of the county board of equalization of all counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, shall, for pension and retirement purposes, be considered an employee of the county, from which issues the check, warrant, or voucher by which such clerk's compensation is paid; and such clerk or clerks shall be covered under any pension and retirement system or systems applicable to the other employees of the county. The costs incurred by the county in covering such clerk or clerks under any such pension and retirement system or systems shall be borne by the county and by the municipalities within the county, as follows: the county shall pay one-half of all such costs and the municipalities of the county shall pay the remainder in proportion to population.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Metcalf	Robison
Bradford	Dyar	Moses	Van Antwerp
Calvin	Eddins	Newton	Vann
Cantrell	Engelhardt	Reeves	Yarbrough (Autauga)
Cooper	Flowers	Roberts	Yarbrough (Randolph)
Davis (Lowndes)	Little		—21

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Metcalf	Robison
Bradford	Dyar	Moses	Van Antwerp
Calvin	Eddins	Newton	Vann
Cantrell	Engelhardt	Reeves	Yarbrough (Autauga)
Cooper	Flowers	Roberts	Yarbrough (Randolph)
Davis (Lowndes)	Little		—21

Nays: —0

The Bill:

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Bradford	Flowers	Grisham
Allen	Eddins	Givhan	Hall
Boutwell	Engelhardt	Goodwin	James

Jones	Reeves	Shelton	Smith	
Moses	Roberts	Skidmore	Tate	
Newton	Robison			—21
<i>Nays:</i>				—0

The Bill:

H. 838. To designate the new Tombigbee River Bridge at Coffeeville as "The Jim Folsom Bridge," and to direct the State Highway Department to erect appropriate markers thereon.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Roberts	Tate	
Allen	Givhan	Robison	Van Antwerp	
Boutwell	Goodwin	Shelton	Vann	
Bradford	Lamberth	Skidmore	Yarbrough (Autauga)	
Eddins	Leonard	Smith	Yarbrough (Randolph)	
Engelhardt	Little			—21

Nays: —0

The Bill:

H. 995. To propose an amendment to the Constitution of Alabama authorizing the several school districts of Cleburne County to levy and collect special school taxes.

Was read a third time at length as required by the Constitution and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Cooper	Jones	Moses	
Allen	Davis (Lowndes)	Lamberth	Shelton	
Boutwell	Goodwin	Leonard	Skidmore	
Bradford	Grisham	Little	Smith	
Calvin	Hall	Metcalf	Tate	
Cantrell	James			—21

Nays: —0

MOTION TO RECESS LOST

At 6:07 P. M. Mr. Bradford moved that the Senate take a recess until 8 o'clock tonight, which motion was lost.

Yeas 12; Nays 22.

Yeas:

Messrs.:	Davis (Pickens)	Givhan	Skidmore	
Bradford	Eddins	Hall	Tate	
Calvin	Engelhardt	Robison	Yarbrough (Randolph)	
Cantrell				—12

Nays:

Messrs.:	Cooper	Flowers	Jones
Allen	Davis (Lowndes)	Grisham	Lamberth
Boutwell	Dyar	James	Leonard

Little
Metcalf
Moses

Newton
Reeves
Roberts

Shelton
Smith
Van Antwerp

Vann
Yarbrough (Autauga)

—22

BILLS ON THIRD READING RESUMED

The Bill:

H. 871. To regulate the qualifications, applications, examinations and licensing of all persons who shall be hereafter licensed to act as agent for or to solicit business for any life or health and accident insurance carriers in Alabama who shall engage in the business of selling, soliciting, issuing, delivering, effecting or collecting premiums on policies or contracts of life insurance or contracts of health and accident insurance or both; to define terms; to provide penalties for violations of the provisions hereof; to prohibit the representing of unauthorized insurers; to provide for liability of insurance agents when representing unauthorized insurers; to prohibit the doing of business by unlicensed agents; to prohibit the doing of business with unauthorized agents; to provide for the revocation of licenses; to provide that certain information, documents, records or statements disclosed or made to the Superintendent of Insurance shall be deemed a privileged communication and shall not be used as evidence in any court action or proceeding; to provide for the refusal, suspension, or revocation of license and to provide for a hearing thereof; to provide an appeal from certain actions of the Superintendent; to provide for the making of certain rules and regulations by the Superintendent; to provide for the making of certain investigations by the Superintendent; to provide penalties for the violation of this Act; to provide for the severability of this Act; to repeal conflicting laws, and to provide an effective date for this Act.

Was taken up.

The Standing Committee on Insurance reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO H. B. 871.

Strike Paragraph B., Section 5, and in lieu thereof insert at the end of the first sentence of Section 1 A. the following:

“or a ticket-selling agent of a railroad or steamship company, carrier by air or public bus carrier, who shall act only as an agent or solicitor in the sale of accident insurance tickets to individuals”.

Amend Section 15 by deleting this entire said Section and substituting in lieu thereof the following:

“Any applicant for a license as an insurance agent whose application has been denied, or any insurance agent whose license shall have been suspended or revoked or renewal thereof denied, or any insurer which shall have had its license revoked or which shall be an interested party and feel itself aggrieved, shall have the right to have the order denying, suspending or revoking such license reviewed by the Circuit Court sitting in equity of the County of which the licensee is a resident or has its principal place of business, on a writ of certiorari, upon filing a petition therefor with the Register of said Court within 60 days from the date of mailing of the notice as herein provided in this Act together with a bond with good and sufficient sureties to be approved by the Register thereof, conditioned to pay all costs which may accrue against the petitioner in such proceedings. Upon the filing of a petition for review the Superintendent shall prepare, or cause to be prepared, an official record which shall contain a copy of all proceedings and the findings and the decision or order of the Superintendent and which shall also contain a transcript of all testimony and exhibits.

"The filing of the petition in the Circuit Court in Equity shall stay the enforcement of the Superintendent's decision or order, unless the Court shall order otherwise. The Superintendent shall transmit the record in the case to the Court within 30 days after the service of the petition.

"The review by the Court shall be confined to the record. The Court to which the petition is addressed, or the Supreme Court of Alabama on appeal to it, may affirm the decision or order or remand the case for further proceedings, or it may reverse, modify or vacate the decision or order in whole or in part if it was affected by any error of law or was unsupported by substantial evidence, or was arbitrary or capricious.

"From the judgment of such Circuit Court, sitting in Equity either the State or the interested party taking the appeal may appeal directly to the Supreme Court of Alabama within 30 days from the date of the rendition of the judgment or decree; the interested party so appealing to the Supreme Court shall give security for the costs of such appeal to be approved by the Register of said Circuit Court."

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Shelton
Allen	Dyar	Lamberth	Skidmore
Boutwell	Eddins	Leonard	Smith
Bradford	Flowers	Little	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Moses	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)

—31

Nays:

—0

Mr. Little offered the following amendment, to the bill, H. B. 871, as amended, to-wit:

Amend the bill, H. B. 871, as follows:

On page 1, in paragraph A of Section 1, after the first sentence of said paragraph insert the following sentence: And the term "agent" shall not include members of fraternal benefit societies who receive no commission or other compensation for the obtaining of applications for membership.

Also, on page 2, in paragraph F of Section 1, following the words "shall be excluded from this act." Insert the sentence: "the term 'Company' and 'Insurers' shall include fraternal benefit societies as defined in Title 28, Chapter 9, Code of Alabama, 1940, as amended, but shall not include those societies, lodges, and Associations exempt from the provisions of said Chapter 9 by Section 230 thereof."

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Calvin	Davis (Pickens)	Givhan
Allen	Cantrell	Dyar	Grisham
Boutwell	Cooper	Eddins	Hall
Bradford	Davis (Lowndes)	Flowers	James

REGULAR SESSION

1531

Jones	Moses	Robison	Tate
Lamberth	Newton	Shelton	Van Antwerp
Leonard	Reeves	Skidmore	Yarbrough (Autauga)
Little	Roberts	Smith	Yarbrough (Randolph)
Metcalf			—32

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Skidmore
Boutwell	Flowers	Leonard	Tate
Calvin	Givhan	Little	Van Antwerp
Cantrell	Grisham	Metcalf	Vann
Cooper	Hall	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)
Davis (Pickens)			—28

Nays: —0

RECESS

At 6:32 P. M., on motion of Mr. Yarbrough (Randolph) pending further consideration of S. R. 87, the Senate took a recess until 7:45 P. M.

Yeas 23; Nays 7.

Yeas:

Messrs.:	Eddins	Lamberth	Skidmore
Allen	Flowers	Leonard	Smith
Boutwell	Givhan	Little	Van Antwerp
Calvin	Hall	Roberts	Vann
Cantrell	James	Robison	Yarbrough (Autauga)
Davis (Pickens)	Jones	Shelton	Yarbrough (Randolph)
			—23

Nays:

Messrs.:	Davis (Lowndes)	Grisham	Newton
Cooper	Dyar	Metcalf	Reeves
			—7

NIGHT SESSION

THIRTY-FIFTH LEGISLATIVE DAY

FRIDAY, SEPTEMBER 6, 1957

The Senate reassembled at 7:45 P. M., Lieutenant Governor Hardwick presiding.

ROLL CALL

Present:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

BILLS ON THIRD READING

The Bill:

H. 229. To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Moses	Vann
Cooper	Hall	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—30

Nays:

—0

The Bill:

H. 549. To repeal the act approved September 9, 1953 entitled "An Act To authorize life insurance companies of this State to invest in loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Grisham	Moses	Van Antwerp
Cooper	Hall	Newton	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

The Bill:

H. 230. To amend Section 179, Title 51, Code of Alabama 1940, as follows:

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 716. To provide that all duty, obligation, and requirement imposed upon the Board of Corrections to pay court costs in certain criminal cases be transferred to the Comptroller.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 1087. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

Was read a third time at length as required by the Constitution and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Skidmore
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays:

—0

The Bill:

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

Was taken up.

The Standing Committee on Finance and Taxation reported the following amendment to the bill, to-wit:

FINANCE AND TAXATION COMMITTEE AMENDMENT TO H. B. 280

Amend H. B. 280 by striking therefrom the last five (5) lines of same and substituting therefor the following:

and provided that receipts by any licensed distributors or storers from another licensed distributor or storer shall be treated on the same basis as gasoline received (or distributed) by such licensed distributors or storers in Interstate commerce.

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cantrell	Hall	Newton	Vann
Cooper	James	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cantrell	Hall	Newton	Vann
Cooper	James	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
			—31

Nays:

—0

The Bill:

H. 390. To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

Was taken up.

The Standing Committee on Finance and Taxation reported the following amendment, to the bill, to-wit:

FINANCE AND TAXATION COMMITTEE AMENDMENT TO H. B. 390

Amend the bill, H. B. 390, as follows:

Insert the word "milk" between the words "vending peanuts" which appears in the proviso in Section 1 of the bill as amended.

Which was adopted.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 150. To provide for a refund of a portion of the state tax paid on gasoline which is used in propelling or operating tractors used exclusively for agricultural purposes, or which is used in operating auxiliary engines attached to and made a part of certain farm machinery; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949 (Acts of Alabama, 1949, p. 469).

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Cantrell	Eddins	Hall
Allen	Cooper	Engelhardt	James
Boutwell	Davis (Lowndes)	Flowers	Jones
Bradford	Davis (Pickens)	Givhan	Lamberth
Calvin	Dyar	Grisham	Leonard

Little	Reeves	Skidmore	Vann
Metcalf	Roberts	Smith	Yarbrough (Autauga)
Moses	Robison	Tate	Yarbrough (Randolph)
Newton	Shelton	Van Antwerp	—34

Nays:

—0

The Bill:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

Was taken up.

Mr. Robison offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 690

Amend Section 1 of H. B. 690 by adding the following:

"(3) To further provide an annual benefit in equal monthly installments to any State employee, other than an elected official, who has been ineligible for membership in the Employees' Retirement System, who on or before February 1, 1958, attains age 60 and who retires from State service with 20 or more years of State service."

Amend Section 2 of H. B. 690 by adding the following:

"(5) Any person approved by the Board of Control of the Employees' Retirement System for a retirement benefit who retires from service subsequent to February 1, 1958, as provided in Subsection (3) of Section 1 of this act shall be eligible to receive a monthly benefit allowance in an amount equal to two and one-half dollars times the number of years of creditable service as a State employee up to a maximum of twenty-five years of such service."

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		

—33

Nays:

—0

The Bill:

H. 754. To provide for the correction or perfecting of marriage records.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)			

--32

Nays:

—0

The Bill:

H. 483. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		

—33

Nays:

—0

The Bill:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

Was taken up.

Mr. Flowers offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR H. B. 502

A BILL
TO BE ENTITLED
AN ACT

Providing that every person, firm, or corporation who sells or furnishes any roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. That every person, firm, or corporation who sells or furnishes any roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, or a part thereof, or repairs thereto, the purchase or cost price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind. It is provided, however, that the lien herein declared shall be deemed lost unless the person entitled thereto files in the office of the judge of probate of the county in which the purchaser or owner of the roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind resides, or the county in which the sale or repair is consummated, within three months from the date of the sale, or repair, a statement in writing, verified by the oath of the person claiming the lien, or of some other person having knowledge of the facts, containing the amount of the demand secured by the lien, a description of the vehicle on which the lien is claimed in such a manner that the vehicle may be identified, and the name and address of the owner of the vehicle. The filing of the verified statement as provided herein shall constitute notice of the lien.

Section 2. For the enforcement of the lien, the claimant may have process of attachment from any court of competent jurisdiction:

(1) When the claim is due and the defendant, on demand, fails or refuses to pay the same; or

(2) Whether such claim is due or not, when the defendant has removed, or there is good reason to believe that he is about to remove, any vehicle on which the lien declared in Section 1 hereof exists without paying such claim.

Section 3. A lien within the meaning of this Act shall include any instrument given to secure the payment of the purchase price of any roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, for a part, for the installation of a part, or for the repair of such roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, and any action for the enforcement of liens under

this Act shall be governed by the laws now providing for the repossession of chattels and the enforcement of liens of mechanics and materialmen.

Section 4. The judge of probate shall record the statement required herein and note thereon the time of filing; for which he shall receive a fee of fifteen cents a hundred words, or fraction thereof; such fee, if paid by the lien-holder, shall be secured to the lien-holder by such lien.

Section 5. The provisions of this Act are cumulative.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Cantrell	Givhan	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	Jones	Roberts	Yarbrough (Randolph)
			—31

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Flowers	Moses	Tate
Calvin	Givhan	Newton	Van Antwerp
Cantrell	Grisham	Reeves	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays:

—0

The Bill:

H. 503. To provide for the recordation of certain conditional sales contracts covering road construction machinery and equipment.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Cooper	Engelhardt	James
Allen	Davis (Lowndes)	Flowers	Jones
Boutwell	Davis (Pickens)	Givhan	Lamberth
Bradford	Dyar	Grisham	Leonard
Cantrell	Eddins	Hall	Little

Metcalf	Roberts	Smith	Vann
Moses	Robison	Tate	Yarbrough (Autauga)
Newton	Shelton	Van Antwerp	Yarbrough (Randolph)
Reeves	Skidmore		—33

Nays:

—0

The Bill:

H. 497. To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) entitled: "An Act Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Was taken up.

The Standing Committee on Insurance reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO HOUSE BILL 497

Amend subsection (5) of subsection (A) of Section 2 of House Bill 497 to read as follows:

"(5) the exceptions and reductions of indemnity are set forth in the policy and, except those which are set forth in section 3 of this act, are printed, at the insurer's option, either included with the benefit provision to which they apply, or under an appropriate caption such as 'EXCEPTIONS,' or 'EXCEPTIONS AND REDUCTIONS,' provided that if an exception or reduction specifically applies only to a particular benefit of the policy, a statement of such exception or reduction shall be included with the benefit provision to which it applies; and

Section 16 of House Bill 497 is hereby amended to read as follows:

"Section 16. This act shall become effective on January 1, 1958."

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Cantrell	Eddins	Hall
Allen	Cooper	Engelhardt	James
Boutwell	Davis (Lowndes)	Flowers	Jones
Bradford	Davis (Pickens)	Givhan	Lamberth
Calvin	Dyar	Grisham	Leonard

Little	Reeves	Shelton	Vann
Metcalf	Roberts	Skidmore	Yarbrough (Autauga)
Moses	Robison	Smith	Yarbrough (Randolph)
Newton			—32

Nays: —0

The Bill:

H. 108. To authorize any county in the State of Alabama now or hereafter owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

Was taken up.

The Standing Committee on Municipalities and Municipal Organizations reported the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO H. B. 108

Amend the bill, H. B. 108 as follows:

Amend the caption and Section 1 of H. B. 108 by striking from the caption and from Section 1 of said bill the words "or hereafter" where they appear after the word "now" in the caption and in Section 1.

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Calvin	Dyar	Hall
Allen	Cantrell	Eddins	James
Boutwell	Cooper	Flowers	Lamberth
Bradford	Davis (Pickens)	Grisham	Leonard

Metcalf	Roberts	Smith	Vann
Moses	Robison	Tate	Yarbrough (Autauga)
Newton	Shelton	Van Antwerp	Yarbrough (Randolph)
Reeves	Skidmore		—29

Nays: —0

The Bill:

H. 292. To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to provide that funds appropriated and made available under the General Appropriations Act for poultry disease control may be expended for the purpose of carrying out the provisions of this Act.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Skidmore
Bradford	Flowers	Metcalf	Smith
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays: —0

The Bill:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Calvin	Flowers	Metcalf	Tate
Cantrell	Givhan	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
			—31

Nays: —0

The Bill:

H. 899. To provide appropriations of funds which are available to the Division of Employment Security of the Alabama Department of In-

dustrial Relations out of funds credited to this State's account in the Unemployment Trust Fund by the Secretary of the Treasury of the United States of America pursuant to section 903 of the Social Security Act. as amended, for the payment of expenses incurred by said Department for the administration of the State Unemployment Compensation Law and public employment offices during the Federal fiscal years July 1, 1957 through June 30, 1958, and July 1, 1958 through June 30, 1959.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays: —0

The Bill:

H. 956. To amend further Section 425 of Title 51, Code of Alabama (1940), which relates to the excise tax on financial institutions.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Shelton
Allen	Eddins	Lamberth	Skidmore
Boutwell	Engelhardt	Leonard	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays: —0

The Bill:

H. 89. To provide for the support, operation and maintenance of the Alabama Wing, Civil Air Patrol; making appropriations for such purpose.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Cantrell	Eddins	Hall
Allen	Cooper	Engelhardt	James
Boutwell	Davis (Lowndes)	Flowers	Jones
Bradford	Davis (Pickens)	Givhan	Lamberth
Calvin	Dyar	Grisham	Leonard

Metcalf	Roberts	Smith	Vann
Moses	Robison	Tate	Yarbrough (Autauga)
Newton	Shelton	Van Antwerp	Yarbrough (Randolph)
Reeves	Skidmore		—33

Nays: —0

The Bill:

H. 848. To amend an act approved September 5, 1951, entitled "An Act To create a State Bureau of Publicity and Information, transferring to it the functions, funds, jurisdiction, authority, personnel, property and effects of the Division of Records and Reports, providing for the appointment of a Director of Publicity and an advisory board, abolishing the office of Director of the Division of Records and Reports, conferring exclusive power upon the Bureau to plan and conduct all state programs of tourist advertising, and making an appropriation for that purpose" (Act No. 712, H. 48, Acts of 1950-51, Vol. II, p. 1250).

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Flowers	Metcalf	Smith
Calvin	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
			—31

Nays: —0

The Bill:

H. 1088. To amend Section 4 of Act No. 85 adopted at the 1955 Regular Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

Was taken up.

Mr. Skidmore offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR H. B. 1088

A BILL
TO BE ENTITLED
AN ACT

To amend Section 4 of Act No. 85 adopted at the 1956 Special Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 4 of Act No. 85 adopted at the 1956 Special Session of the Legislature of Alabama entitled "An Act To authorize the issuance of not more than four million dollars in principal amount of general obligation bonds of the State of Alabama, for the purpose of financing the construction, improvement, and equipment of buildings, and acquiring sites therefor, at the Alabama State Hospitals and at the Partlow State School for Mental Deficients; to make an appropriation for the payment of such bonds; to exempt the bonds and the interest thereon from taxation; and to make provision for the terms, specifications, execution, sale and issuance of the bonds, and for the disposition of the proceeds thereof." be and the said section is hereby amended so that it shall read as follows:

"Section 4. The bonds may be sold, executed and delivered from time to time and may be in such forms, denominations, numbers, and series, and of such tenor and maturities, may bear such date or dates, may be in registered or bearer form either as to principal or interest or both, may be payable in such installments and at such time or times, may be payable at such place or places within or without the State of Alabama, may bear interest at such rate or rates, not to exceed four and one-half per cent per annum payable semiannually and evidenced in such manner, may contain provisions for redemption at the option of the State at such date or dates prior to their maturity and upon payment of such redemption price or prices, and may contain such provisions not inconsistent herewith, all as shall be specified in the resolution or resolutions of the commission under which they are issued; provided, that the principal of each series of bonds shall mature in annual installments, beginning in the next fiscal year after their issuance, in such amounts as shall be specified in the resolution or resolutions of the commission under which they are issued and the last installment of which shall be due not later than twenty years after the date of the bonds of such series; and provided further, that each series of bonds having an installment of principal maturing more than five years after the date thereof shall be made subject to redemption prior to maturity at the option of the state, at the end of the fifth year following their date and semiannually thereafter, as a whole or in part in the inverse order of the numbers of the bonds of that series, at a redemption price or prices not exceeding the face value of each bond redeemed plus accrued interest thereon to the date fixed for redemption and a premium equal to one year's interest on each bond redeemed. When each series of the bonds is issued, the maturities of the bonds of that series shall, to such extent as may be practicable, be so arranged that during each then succeeding fiscal year of the state the aggregate installments of principal and interest that will mature on all bonds that will be outstanding hereunder, immediately following the issuance of the bonds of that series, will be substantially equal; provided, that the determination by the commission that the requirements of this sentence have been complied with shall be conclusive of such compliance and the purchasers of any of the bonds and all subsequent holders thereof shall be fully protected by such determination. Each series of such bonds shall be sold at such time or times and at such price or prices as the commission may deem advantageous; provided, that none of said bonds shall be sold for less than their face value plus accrued interest thereon to the date of their delivery, and all such bonds shall be sold only at public sale, either on sealed bids or at public auction, to the bidder whose bid reflects the lowest net interest cost to the state computed to the respective maturities of the bonds sold; and provided further, that any or all bids may be rejected. Notice of each bond sale shall be given by the commission by publication in either a financial journal or a financial newspaper published in New York, New York, and also by publication in a newspaper published in the State of Alabama, each of which notices must be published at least one time not less than ten days prior to the date fixed for the sale. The commis-

sion shall cause such other publicity to be given of each proposed bond sale as it may deem advisable, and it shall fix the terms and conditions under which each sale of bonds may be held; provided, that such terms and conditions shall not conflict with any of the requirements of this act. The commission is authorized to provide terms and conditions under which any of the bonds may be exchanged for like bonds of other denominations and may be converted from bearer bonds into registered bonds, either as to principal or interest or both as the commission may prescribe, and again converted into bearer bonds. The bonds, when not registered, shall be negotiable instruments."

Section 2. This act shall become effective upon the adoption of an amendment to the Constitution of Alabama authorizing the maximum rate of interest which may be paid on the bonds referred to in said Act No. 85 to be increased to four and one-half per cent per annum payable semiannually.

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engelhardt	Leonard	Skidmore
Allen	Flowers	Little	Smith
Boutwell	Givhan	Metcalf	Tate
Cantrell	Grisham	Moses	Van Antwerp
Cooper	Hall	Newton	Vann
Davis (Lowndes)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth	Shelton	—30

Nays: —0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Metcalf	Smith
Calvin	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar			—32

Nays: —0

The Bill:

H. 895. To provide for the operation of Thorsby Institute in Chilton County as a high school in the public school system of said county; making appropriations for that purpose.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Calvin	Davis (Lowndes)	Eddins
Allen	Cantrell	Davis (Pickens)	Engelhardt
Boutwell	Cooper	Dyar	Flowers

Givhan	Lamberth	Newton	Van Antwerp
Grisham	Leonard	Reeves	Vann
Hall	Little	Robison	Yarbrough (Autauga)
James	Metcalf	Skidmore	Yarbrough (Randolph)
Jones	Moses	Smith	—30

Nays:

—0

MOTION TO ADJOURN TO TIME CERTAIN

Mr. Cooper moved that when the Senate adjourns today it adjourn to meet again at 12:01 A. M., Friday, September 13, 1957, which motion was adopted.

Yeas 30; Nays 4.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Smith
Bradford	Flowers	Little	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	—30

Nays: Messrs.: Dyar, Moses, Skidmore and Yarbrough (Randolph) —4

BILLS ON THIRD READING RESUMED

The Bill:

H. 209. To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Jones		—33

Nays:

—0

The Bill:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

Was taken up.

Mr. Dyar offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR H. B. 446

A BILL
TO BE ENTITLED
AN ACT

To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of two hundred fifty thousand dollars (\$250,000), or so much thereof as may necessary, is hereby appropriated from any surplus in excess of one million five hundred thousand dollars (\$1,500,000) existing in the general fund in the state treasury at the end of each of the fiscal years ending September 30, 1957 and September 30, 1958, to the Department of Agriculture and Industries, to be used exclusively, as hereinafter provided for the control and eradication of a destructive insect pest known as the fire ant. The appropriation hereinabove made from the surplus existing September 30, 1957 shall be used during the fiscal year ending September 30, 1958 as follows: One hundred sixty-six thousand dollars (\$166,000) shall be used solely for the purchase of necessary chemicals and insecticides; forty-two thousand dollars (\$42,000) shall be used to pay the compensation and travel expenses of eight agricultural inspectors and two plant industry inspectors; forty-two thousand dollars (\$42,000) shall be expended exclusively for the purchase of equipment and for the payment of other expenses. The appropriation hereinabove made from the surplus existing September 30, 1958 shall be used by the Department during the fiscal year ending September 30, 1959, and shall be expended as follows: One hundred eighty-six thousand dollars (\$186,000) shall be used solely for the purchase of necessary chemicals and insecticides; forty-two thousand dollars (\$42,000) shall be used to pay the compensation and travel expenses of eight agricultural inspectors and two plant industry inspectors; twenty-two thousand dollars (\$22,000) shall be used exclusively for the purchase of equipment and for the payment of other expenses. It is provided, however, that any funds appropriated herein for the payment of salaries or travel expenses or for the purchase of equipment may be expended for the purchase of necessary chemicals and insecticides if they are not needed for the specific purpose for which they were appropriated.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Skidmore
Bradford	Flowers	Metcaif	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones		

—33

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

The Bill:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Was taken up.

Mr. Boutwell offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR H. B. 393

A BILL TO BE ENTITLED AN ACT

To appropriate the sum of six hundred seventy thousand dollars (\$670,000) from any surplus in excess of one million five hundred thousand dollars (\$1,500,000) existing in the general fund in the state treasury at the end of each of the fiscal years ending September 30, 1958 and September 30, 1959, to the Armory Commission of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the sum of six hundred seventy thousand dollars (\$670,000) is hereby appropriated from any surplus in excess of one million five hundred thousand dollars (\$1,500,000) existing in the general fund in the state treasury at the end of each of the fiscal years ending September 30, 1958 and September 30, 1959, to the Armory Commission of Alabama, which funds have not been otherwise appropriated. The foregoing appropriation shall be used for providing additional armory facilities required by the Alabama National Guard and Air National Guard units and headquarters. These funds may be used for matching with federal funds made available to the State on a matching basis for such purposes and for the improvement and equipping of armories for such units and headquarters.

Section 2. The construction of all armory facilities provided by this Act shall be under the supervision of the Director of Technical Staff of the Building Commission of the State of Alabama.

Section 3. This Act shall become effective October 1, 1957 upon its approval by the Governor or its otherwise becoming law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Skidmore
Bradford	Engelhardt	Little	Smith
Calvin	Flowers	Metcalf	Tate
Cantrell	Givhan	Moses	Vann
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Reeves	Yarbrough (Randolph)

—31

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Skidmore
Allen	Flowers	Metcalf	Smith
Boutwell	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Pickens)	Jones	Roberts	Yarbrough (Autauga)
Dyar	Lamberth	Robison	Yarbrough (Randolph)
Eddins	Leonard	Shelton	

—30

Nays:

—0

The Bill:

H. 781. To amend further Section 10 of Title 37, Code of Alabama 1940, which relates to the incorporation of cities and towns.

Was taken up.

Mr. Engelhardt offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 781, as follows:

Strike out the following words and figures in Section 1 thereof: "provided, however, that the residents or inhabitants of an unincorporated community or settlement, or any part thereof, lying within the police jurisdiction of an incorporated city or town shall not be permitted to incorporate or become a municipal corporation." Insert in lieu of such words the following: "provided, however, that the residents or inhabitants of an unincorporated community or settlement, or any part thereof, lying within the police jurisdiction of an incorporated city or town shall not be permitted to incorporate or become a municipal corporation, unless such residents or inhabitants had, prior to the 28th day of June, 1957, initiated some formal action toward the accomplishment of the incorporation, by the circulation of questionnaires or petitions relating to the matter, or otherwise, in which case they may be allowed to organize and incorporate as herein provided; provided further, the provisions of this act shall not apply to any community which prior to the 10th day of August, 1957, filed with the probate judge a petition to incorporate as required herein.

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Shelton
Allen	Eddins	Lamberth	Smith
Boutwell	Engelhardt	Leonard	Tate
Bradford	Flowers	Metcalf	Van Antwerp
Calvin	Givhan	Moses	Vann
Cantrell	Grisham	Newton	Yarbrough (Autauga)
Cooper	Hall	Roberts	Yarbrough (Randolph)
Davis (Pickens)	James	Robison	—30

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Smith
Calvin	Grisham	Moses	Tate
Cantrell	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)			—32

Nays:

—0

The Bill:

H. 978. To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this state; and to make an appropriation for such purposes.

Was taken up.

Mr. Hall offered the following substitute for the bill, to-wit:

SUBSTITUTE FOR H. B. 978

A BILL TO BE ENTITLED AN ACT

To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, or any board of registrars, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this State; and to make an appropriation for such purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. The Attorney General of the State of Alabama shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any state school board or board of education, or any county or city school board or board of education, and like board or commission by whatever name designated, and any member, officer, or employee of any such boards, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school within this State; and shall also, upon request, furnish legal advice and assistance to such boards or commissions, or the members, officers, or employees thereof, or school officials or employees, upon any matter relating to the commingling of the races in a school within this State.

Section 2. The Attorney General shall defend all actions, suits, or proceedings brought against any county board of registrars or any member, officer, or employee thereof in any action or proceeding, involving any act or omission pertaining to the registration or failure to register any persons who file an application with such board to become a qualified voter of this State.

Section 3. There is hereby appropriated out of the State Treasury to the office of the Attorney General, such funds as the Attorney General determines, with the approval of the Governor, to be necessary to carry out the provisions of this Act.

Section 4. The provisions of this Act are severable. If any section, paragraph or sentence thereof is held to be unconstitutional by any court of competent jurisdiction, then such holding shall not affect the other provisions of this Act.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Lamberth	Skidmore
Allen	Eddins	Leonard	Smith
Boutwell	Flowers	Metcalf	Tate
Bradford	Givhan	Moses	Van Antwerp
Calvin	Grisham	Newton	Vann
Cantrell	Hall	Roberts	Yarbrough (Antauga)
Cooper	James	Robison	Yarbrough (Randolph)
Davis (Lowndes)	Jones	Shelton	—30

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Cantrell	Flowers	Jones
Allen	Cooper	Givhan	Lamberth
Boutwell	Davis (Lowndes)	Grisham	Leonard
Bradford	Davis (Pickens)	Hall	Metcalf
Calvin	Engelhardt	James	Moses

Newton	Robison	Tate	Yarbrough (Autauga)
Reeves	Shelton	Van Antwerp	Yarbrough (Randolph)
Roberts	Skidmore	Vann	—30
Nays:			—0

The Bill:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Skidmore
Bradford	Engelhardt	Metcalf	Smith
Calvin	Flowers	Moses	Tate
Cantrell	Givhan	Newton	Van Antwerp
Cooper	Grisham	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
			—31

Nays: —0

The Bill:

H. 714. To exempt the home of a veteran acquired pursuant to the provisions of Public Law 702, 80th Congress, as amended, from all ad valorem taxation, so long as the same is owned and occupied as a home by the veteran or his unremarried widow.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Skidmore
Allen	Engelhardt	Metcalf	Smith
Boutwell	Flowers	Moses	Tate
Bradford	Givhan	Newton	Van Antwerp
Calvin	Grisham	Reeves	Vann
Cantrell	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Dyar	Jones	Shelton	—30

Nays: —0

The Bill:

H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

Was taken up.

Mr. Tate offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 727, as follows:

Strike out Section 1 entirely and substitute therefor the following:

Section 1. Section 12 of Title 48, Code of Alabama (1940) is hereby amended to read as follows:

"Section 12. The president of such commission shall receive a salary of eleven thousand, five hundred dollars (\$11,500), and each of the associate commissioners shall receive a salary of eleven thousand (\$11,000) per annum. Such salary shall be the entire compensation of the officer for the performance of the duties of his office, and all ex officio duties of the officer, and shall be paid from the state treasury in the manner prescribed by law."

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Skidmore
Allen	Eddins	Metcalf	Smith
Boutwell	Flowers	Moses	Tate
Bradford	Givhan	Newton	Van Antwerp
Calvin	Grisham	Reeves	Vann
Cantrell	Hall	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	James	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth	Shelton	—30

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 29; Nay 1.

Yeas:

Messrs.:	Dyar	Leonard	Robison
Allen	Eddins	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—29

Nay: Mr. Yarbrough (Autauga)

—1

The Bill:

H. 964. To provide for the salary of the Governor.

Was read a third time at length and passed.

Yeas 29; Nay 1.

Yeas:

Messrs.:	Eddins	Little	Skidmore
Allen	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar	Leonard		—29

Nay: Mr. Cooper

—1

The Bill:

H. 232. To amend Section 182, Title 51, Code of Alabama 1940, as follows:

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Dyar	Lamberth		—33

Nays:

—0

The Bill:

H. 954. To amend Title 22, Section 199, Code of Alabama 1940, as amended, which relates to care and treatment of tubercular patients.

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Little	Skidmore
Boutwell	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

RESOLUTION

Mr. Lamberth offered the following Senate Joint Resolution, to-wit:

S. J. R. 92. BE IT RESOLVED By the Senate, the House of Representatives concurring, that the Secretary of the Senate and the Clerk of the House each be allowed the Enrolling and Engrossing Clerks and twelve assistants for six weeks in addition to that provided in the Code to assist in checking the Journals and other records of the Senate and House for delivery to the Secretary of State.

On motion of Mr. Lamberth the rules were suspended and the resolution was adopted by the Senate.

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. Flowers, further consideration of all Senate bills on the Calendar, was indefinitely postponed.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in session, has carefully examined the Journal of the Senate for the Thirty-fifth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the Senate for the Thirty-fifth Legislative Day approved by the Senate.

ADJOURNMENT

At 11:52 P. M., on motion of Mr. Tate, pending further consideration of S. R. 87, and in accordance with motion heretofore adopted by the Senate, the Senate adjourned until Friday, September 13, 1957 at 12:01 A. M.

THIRTY-SIXTH LEGISLATIVE DAY

Friday, September 13, 1957

The Senate met pursuant to adjournment, Lieutenant Governor Hardwick presiding.

PRAYER

The Session was opened with prayer by Reverend Robert Calvert, Graduate, Southern Baptist Theological Seminary, Louisville, Kentucky.

ROLL CALL

Present:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cantrell	Goodwin	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)

—35

JOURNAL

On motion of Mr. Lambert, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 90. Relative to expressing appreciation to the people of Bibb and Perry Counties, and to Rep. Virgis M. Ashworth, Rep. Judson C. Locke, Sr., and Rep. W. L. DeSear of Perry County, and to Senator H. P. James for the gracious hospitality extended to the members of the Legislature, and for the delightful barbecue enjoyed on last Tuesday evening, September third.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. McKay, Kelly, McClendon (Chambers), and Grouby:

H. J. R. 120. Whereas a United States district judge, a native of the State of North Dakota, has ordered the immediate admission of Negroes to the white schools of Little Rock, Arkansas; and

Whereas the court's order created a dangerous, highly explosive situation in the City of Little Rock; and

Whereas the distinguished and honorable Governor of the State of Arkansas, recognizing the dangers inherent in the use of government by injunction to attempt to force drastic decisions upon free people, and acting under his constitutional authority as chief executive of a sovereign American state, called on the state militia to maintain peace and order by preventing a change in the traditional manner of operating the city's schools; and

Whereas the Governor of Arkansas, as a result of his decision to preserve domestic tranquility in the manner in which he, in his discretion deemed best, has reportedly been threatened with arrest by federal authorities, and has reason to believe that federal agents have gone so far as to tap the telephone lines of the executive mansion of the sovereign State of Arkansas; now therefore,

**BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA,
BOTH HOUSES THEREOF CONCURRING:**

That the Legislature commends Governor Orval Faubus for his action in maintaining the public peace in a manner befitting the governor of a southern state, and in attempting to preserve the sovereignty of the State of Arkansas against unwarranted and unjustified federal interference; and that the Legislature of Alabama urges Governor Faubus, in the interest of constitutional government everywhere, to remain firm in his stand against this deplorable encroachment upon states' rights by federal authorities.

Be it further resolved, that the Clerk of the House transmit a duly authenticated copy of this resolution to The Honorable Orval Faubus, Governor of the State of Arkansas.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 120, set out in the foregoing message from the House was read and referred to the Standing Committee on Rules.

RESOLUTIONS

Mr. Givhan offered the following Senate Joint Resolution, to-wit:

S. J. R. 93. Resolved by the Senate, the House concurring, that the bill, S. B. 174, which has passed both houses, be known and designated as "The Lamberth, Givhan, Cooper, Adams, Johnson (Tallapoosa), Nettles and Oakley Bill."

On motion of Mr. Lamberth, the rules were suspended and the Resolution adopted by the Senate.

Mr. Dyar offered the following Senate Joint Resolution, to-wit:

S. J. R. 94. WHEREAS, long experience in solving the problems inherent in a state where large numbers of its citizens are of different races has proven beyond a reasonable doubt that the policy of segregation of the races is a wise, just and prudent manner of establishing and maintaining the harmony, peace and good order necessary for the full development of the State and each of its citizens; and

WHEREAS, The Legislature of Alabama, by resolution has repeatedly affirmed the steadfast belief of the people of Alabama in the principle of segregation, and has declared that it is the purpose of the State and its citizens to utilize all lawful means to encourage and maintain segregation in all areas in which this policy has so long been practiced as to become established custom and an inseparable part of our way of life, and

WHEREAS, recent decisions and orders of the United States Supreme Court relative to segregation of the races in schools, in parks, and in all public recreational and transportation facilities evince a flagrant disregard of this State's established customs and mores, which had until recently been sanctioned by that very court; and misguided and premature efforts to bring about racial integration in these areas by individual or judicial force and compulsion have inevitably resulted in violent reactions accompanied by unlawful acts, such as bombings, floggings, beatings and kidnappings;

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING: That this body does hereby affirm and declare the reasonable basis and continuing necessity for maintenance of the policy of racial segregation as approved and practiced in this State since time immemorial. This practice does not imply, nor even suggest, a superior right or privilege in the one race to exploit the other; it does not now and never should tend to hinder or suppress the efforts of any race toward self-improvement, a better standard of living, a more stable and reliable economy and a finer culture for themselves and for all society; does not and never should be deemed a license to substitute might for right, to evoke "man's inhumanity to man", or to authorize brutish, bullying, arrogant actions by those in power; nor to sanction a substitution of mob rule for a government of law and order.

BE IT FURTHER RESOLVED, That the Legislature laments the acts of violence which have recently occurred in Alabama; hereby asserts that such acts will neither be endorsed nor condoned by this body; and urges all citizens of Alabama to make earnest and constant efforts to maintain good will and mutual tolerance between the races; that the most important and the traditional means of assuring that good will, and orderly relations is through the voluntary practice of segregation, accompanied by regard for the democratic principles on which this country was founded, and a proper respect for the dignity

of man, regardless of race, creed, learning or status; and that it is the ultimate policy of this State that it shall afford every citizen the right and opportunity for personal development and equal justice without fear or intimidation, to the end that the social and economic development of Alabama shall be assured, and that peace, harmony, law and order shall prevail in the State, and the same kindliness and cooperative spirit which for so many years characterized the dealings between the races in this State shall again pervade all relations.

which was read and referred to the Standing Committee on Rules.

Mr. Engelhardt offered the following Senate Joint Resolution, to-wit:

S. J. R. 95. WHEREAS, numerous citizens of Northern States have recently exhibited a profound and altruistic interest in the social and economic development of certain citizens of Alabama and other Southern States, namely, members of the Negro Race;

WHEREAS, these Northern citizens have written and published many articles condemning the practice of segregation in the South and asserting that it is only in the South that members of the Negro race are downtrodden and discriminated against because of race;

WHEREAS, since these Northerners are so sincerely solicitous of the welfare of the Negroes in Southern States and have been most generous in expending their time and money for the purpose of reforming the South, remodelling its social and economic structure, and changing its customs and mores to eliminate all racial barriers in this section and generally to improve the lot of the Negro in the South, surely the many Negroes of this section who have inferred therefrom an invitation to move to the North, which our benevolent neighbors to the North have so diplomatically refrained from putting into words, have in truth and in fact received the message which their would-be benefactors were endeavoring to convey to them;

WHEREAS, the people of Alabama, like these numerous Northern citizens, are deeply interested in the welfare and progress of our Alabama Negroes, and are of the opinion that great good would result by some of our good Southern Negroes accepting this invitation to move to the Northern cities where they might enjoy the "brotherly love" which these altruistic Northerners are so anxious to bestow on them; and

WHEREAS, the people of Alabama, as always, stand ready, willing and anxious to lend a helping hand to the Negro citizens of this State in any undertaking which tends to promote their betterment as individuals or as a race, and are particularly anxious to show their deep appreciation of the unselfish interest of Northern people in Alabama and her citizens;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That two members of the Senate be appointed by the Lieutenant-Governor and two members of the House of Representatives be appointed by the Speaker of the House, to constitute a committee to cooperate with similar legislative committees appointed by the Legislature of Georgia and by the legislatures or governors of any other Southern States in working out plans by which a resettlement commission can be established for the purpose of helping those cultured, educated Negroes who desire to remove from the South to unsegregated communities in the North where they will, no doubt, receive a cordial welcome from their Northern friends, and opportunities will abound for their full social, educational, economic and spiritual development,

unhampered by the racial barriers and the prejudices that inhere in the social customs of the unenlightened South: Such help to include aid in locating and acquiring suitable residences in congenial neighborhoods in such Northern cities (The commission shall be authorized to purchase these residences whenever in its opinion this is wise and later to resell them to our migrating citizens.) in securing satisfying and rewarding employment in the fields in which their talents and training may be developed and utilized to the fullest, and in securing the funds to finance the cost of moving, of purchasing the new homes, and of getting established in their new jobs; but, of course, always being so administered as to have no damaging psychological effects on the recipients thereof and in such a manner as to assure each person helped that this aid is extended only because the South is interested in its Negro citizens and is confident that its investment in them will prove a sound one.

BE IT FURTHER RESOLVED, That the Senators and Representatives appointed as members of this committee shall draw no compensation for serving as such members, but they shall be entitled to reimbursement for any expenses they actually incur in the performance of the duties hereby imposed upon them from any funds in the State Treasury heretofore appropriated for the use and expenses of the Legislature.

On motion of Mr. Engelhardt, the rules were suspended, and the Resolution adopted by the Senate.

MOTION IN WRITING

In accordance with notice given on the last Legislative day, Mr. Lamberth offered the following motion in writing:

"I move that Rule 8 of the Senate Rules, be amended to read as follows:

Rule 8. The regular order of business shall not be set aside except by a majority vote of the Senate, upon a resolution previously considered and reported by the Committee on Rules."

Which was adopted.

Yeas 23; Nays 11.

Yeas:

Messrs.:	Eddins	James	Reeves
Allen	Engelhardt	Jones	Robison
Boutwell	Flowers	Lamberth	Shelton
Cooper	Givhan	Leonard	Tate
Davis (Lowndes)	Grisham	Little	Van Antwerp
Davis (Pickens)	Hall	Newton	Yarbrough (Autauga)

—23

Nays:

Messrs.:	Dyar	Moses	Smith
Bradford	Goodwin	Roberts	Vann
Calvin	Metcalf	Skidmore	Yarbrough (Randolph)

—11

RESOLUTION

Mr. Givhan offered the following Senate Joint Resolution, to-wit:

S. J. R. 96. BE IT RESOLVED, by the Senate, the House of Representatives concurring, that House Bill No. 150, relating to refund of

gasoline tax for gasoline used in farm tractors, which bill has passed both the House of Representatives and the Senate, be known and designated as the Hodges, Hare, Gilmer, Gist, Jenkins, Cox, Ferrell, Lee (Lawrence), Speaks, Stokes, Vacca, Grouby, Hanby, Lee (Barbour), Thomas, Merrill, Branyon, Harrison, Hawkins, Hain, Harvey, DeSear, Hardy, Steagall, Windle, Stembridge, Albea, Johnson (Tallapoosa), Hall, Oden, Dement, Nettles, McKay, McLendon, Grisham, Calvin, Allen, Vann, Dyar, Roberts, Shelton, Leonard, Yarbrough (Randolph), Lamberth, Skidmore, Newton, Boutwell, Davis, Yarbrough (Autauga), Davis, Goodwin, James, Bradford, Eddins, Jones, Cooper, Metcalf, Little, Reeves, Engelhardt, Jr., Smith, Robison, Moses, Givhan, Cantrell, Hall, Van Antwerp, III, Tate, Flowers bill.

On motion of Mr. Givhan, the rules were suspended, and the Resolution adopted by the Senate.

UNFINISHED BUSINESS

The Senate proceeded to consideration of the unfinished business of yesterday, which was the resolution:

S. R. 87. Setting Special Orders.

as amended.

The question was on the amendment, which is set out in the Journal of the Senate for the Thirty-fourth Legislative day, offered by Mr. Skidmore to the Resolution, S. R. 87, as amended: and which amendment is as follows:

Amend S. R. 87, as amended, by substituting the following for the Resolution as amended:

- | | |
|--------------|----------|
| 1. H. B. 835 | page 47 |
| 2. H. B. 1 | page 88 |
| 3. H. B. 11 | page 57 |
| 4. H. B. 619 | page 47 |
| 5. H. B. 978 | page 68 |
| 6. H. B. 954 | page 102 |

And said amendment was then lost.

Yeas 10; Nays 24.

Yeas:

Messrs.:	Dyar	Little	Smith	
Boutwell	Goodwin	Reeves	Vann	
Calvin	Grisham	Robison		—10

Nays:

Messrs.:	Engelhardt	Lamberth	Shelton
Allen	Flowers	Leonard	Skidmore
Bradford	Givhan	Metcalf	Tate
Cooper	Hall	Moses	Van Antwerp
Davis (Lowndes)	James	Newton	Yarbrough (Autauga)
Davis (Pickens)	Jones	Roberts	Yarbrough (Randolph)
Eddins			—24

Mr. Boutwell then offered the following substitute for the Resolution, S. R. 87, as amended:

Amendment to S. R. 87 as amended:

Amend S. R. 87 as amended by substituting the following for the Resolution as amended.

Resolved by the Standing Committee on Rules that the following bills in the order named be made the special, paramount and continuing order of business for the day and for each day of the Session, until such bills have been disposed of:

1. H. B. 1 on page 18

2. H. B. 11 on page 9

Be it further Resolved that the rules be suspended and the following bills, in the order named, be made the special, paramount and continuing order of business for the day, following the disposition of House Bill 1 and House Bill 11.

3. Local Bills in the order they appear on the Calendar.

4. General Bills with local application in the order as they appear on the Calendar.

Be it further resolved that the following bills, in the order named, be made the special, paramount and continuing order of business for the day, following the disposition of Local Bills and General Bills as set out above.

5. H. B. 835 on page 8

6. H. B. 619 on page 7

On motion of Mr. Flowers, said substitute was laid on the table.

Yeas 18; Nays 16.

Yeas:

Messrs.:	Goodwin	Metcalf	Smith
Allen	Grisham	Moses	Vann
Cantrell	Jones	Newton	Yarbrough (Autauga)
Dyar	Lamberth	Roberts	Yarbrough (Randolph)
Flowers	Leonard	Skidmore	—18

Nays:

Messrs.:	Davis (Lowndes)	Givhan	Robison
Boutwell	Davis (Pickens)	Hall	Shelton
Bradford	Eddins	Little	Tate
Calvin	Engelhardt	Reeves	Van Antwerp
Cooper			—16

Mr. Moses then offered the following amendment to the Resolution, S. R. 87, as amended, to-wit:

Amendment to S. R. 87

Amend the Rules Committee Report as amended to read as follows:

1. H. B. 619 page 7

2. H. B. 835 page 8

3. H. B. 1 page 18

4. H. B. 11 page 9

5. H. B. 1132 page 38

Mr. Robison moved that said amendment be laid on the table, and the motion to table was lost.

Yeas 15; Nays 20.

Yeas:

Messrs.:	Cooper	Engelhardt	Reeves
Boutwell	Davis (<i>Lowndes</i>)	Givhan	Robison
Bradford	Davis (<i>Pickens</i>)	Hall	Tate
Calvin	Eddins	James	Van Antwerp

—15

Nays:

Messrs.:	Grisham	Metcalf	Skidmore
Allen	Jones	Moses	Smith
Cantrell	Lamberth	Newton	Vann
Dyar	Leonard	Roberts	Yarbrough (<i>Autauga</i>)
Flowers	Little	Shelton	Yarbrough (<i>Randolph</i>)
Goodwin			

—20

The question then recurred on the amendment offered by Mr. Moses to the resolution, S. R. 87, as amended, and said amendment was then adopted by the Senate.

Mr. Cooper then offered the following substitute for the Resolution, S. R. 87, as amended, to-wit:

Substitute for S. R. 87, as amended:

RESOLVED BY THE STANDING COMMITTEE ON RULES, That the rules be suspended, and that the following bills, in the order named, be made the special, paramount, and continuing order of business for the day:

1. H. B. 1 page 18
2. H. B. 11 page 9
3. H. B. 570 page 7

On motion of Mr. Lamberth, said substitute was laid on the table.

Yeas 18; Nays 16.

Yeas:

Messrs.:	Goodwin	Metcalf	Smith
Allen	Grisham	Moses	Vann
Cantrell	Jones	Newton	Yarbrough (<i>Autauga</i>)
Dyar	Lamberth	Roberts	Yarbrough (<i>Randolph</i>)
Flowers	Leonard	Skidmore	

—18

Nays:

Messrs.:	Davis (<i>Lowndes</i>)	Givhan	Reeves
Boutwell	Davis (<i>Pickens</i>)	Hall	Robison
Bradford	Eddins	James	Shelton
Calvin	Engelhardt	Little	Tate
Cooper			

—16

Mr. Eddins then offered the following substitute for the Resolution, S. R. 87, as amended, to-wit:

Substitute for S. R. 87, as amended:

Resolved by the Standing Committee on Rules, that the rules be suspended, and that the following bills, in the order named, be made the special, paramount, and continuing order of business for the day:

1. H. B. 11
2. H. B. 1
3. H. B. 619

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 43. To amend Section 56 of Title 19, Code of Alabama (1940), which relates to rights of way to public roads or highways.

Also:

S. 125. To make an appropriation for the use and benefit of the Alabama Institute for Deaf and Blind.

Also:

S. 145. To amend Section 72, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon on requisition for extradition.

Also:

S. 146. To amend Section 75, of Title 15, Code of Alabama, 1940, which provides for the expenses of bringing back an absconding felon who consents to return without requisition.

Also:

S. 148. To amend Section 3, of Title 54, Code of Alabama, 1940, which provides for the salary of Deputy Sheriffs.

Also:

S. 306. To amend further Section 21 of Title 11, Code of Alabama (1940), which relates to the fees allowed to clerks of circuit courts in civil cases.

Also:

S. 307. To provide for a fixed amount of costs for clerks of the circuit courts who are ex officio clerks of county courts, law and equity courts and courts of like jurisdiction in Alabama in criminal and quasi criminal cases.

Also:

S. 308. To amend further Section 69 of Title 45, Code of Alabama (1940), which relates to court costs payable out of the convict fund.

Also:

S. 309. To amend further Section 27 of Title 11 of the Code of Alabama 1940, which relates to the fees and commissions allowed registers.

Also:

S. 310. To amend further Section 89 of Title 11, Code of Alabama (1940), which relates to the fees of clerks of the circuit courts in criminal cases.

Also:

S. 443. To amend further Section 31, Title 13, Code of Alabama 1940, as amended, which relates to supernumerary judges.

Also:

S. 501. Relating to civil remedies and procedure: to authorize the joining of the agent, servant or employee as a defendant with the principal or master in certain civil actions; and to prescribe the time of bringing such actions and to prescribe and regulate the procedure in such actions.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolutions with the original Senate Bills and Senate Joint Resolutions, respectively, and finds same correctly enrolled, to-wit:

S. 90. To fix the compensation of supernumerary circuit judges.

Also:

S. 408. To alter, re-arrange and extend the boundaries of the town of Parrish in Walker County.

Also:

S. 92. Relating to Department of Revenue, to authorize and direct the Commissioner of the Department of Revenue to allow a discount of two per cent (2%) on the first \$5,000.00 of tax paid to the State and of one percent (1%) on all amounts of tax paid in excess of \$5,000.00, not exceeding \$200.00 in any one calendar month to licensed and bonded refiners, storers, distributors or wholesalers of motor fuel who collect gasoline or motor fuel taxes under the provisions of Section 648 of Title 51, Code of Alabama, 1940.

Also:

S. 276. To regulate the compensation of certain county employees of all counties having a population of not less than 63,750 nor more than 72,750 inhabitants, according to the last or any subsequent federal decennial census.

Also:

S. J. R. 86. Naming Senate Bill 408.

Also:

S. J. R. 88. Empowering the Committee, created by the Lackey-Edwards Bill, to incorporate in its report to the Legislature, a plan for a system of private schools in event of Federal order for desegregation of Alabama public schools.

Also:

S. J. R. 89. Commending Governor Faubus for his efforts to preserve the sovereignty of his State of Arkansas against unjustified Federal interference; urging that he remain firm in his stand against encroachment upon state's rights by federal authorities.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, and House Joint Resolution, your signature thereto is requested.

H. 57. To propose an amendment to the Constitution of Alabama relative to the costs and charges of courts and the fees, commissions, percentages, allowances, and compensation of certain officers of Cullman County.

Also:

H. 319. Relating to the county court of Walker County; to re-define the jurisdiction of said court, prescribe the powers and duties thereof, provide for the selection, tenure, powers, duties, and compensation of its officers, and repeal conflicting laws.

Also:

H. J. R. 122. Relative to memorializing President Dwight D. Eisenhower to be mindful of the rights reserved by the Constitution to the states and to exert every effort to restrain the intrusion by federal agents into matters of state concern.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolution; the titles of which are set out in the foregoing message from the House

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 89. To provide for the support, operation and maintenance of the Alabama Wing, Civil Air Patrol; making appropriations for such purpose.

Also:

H. 150. To provide for a refund of a portion of the state tax paid on gasoline which is used in propelling or operating tractors used exclusively for agricultural purposes, or which is used in operating auxiliary engines attached to and made a part of certain farm machinery; prescribing the procedure for effecting such refunds; prescribing the powers, duties, and authority of the commissioner of revenue in the administration and enforcement of the Act; defining violations of the Act and prescribing penalties therefor; and repealing Act No. 323, H. 35, approved August 7, 1949 (Acts of Alabama, 1949, p. 469).

Also:

H. 209. To permit an infant to hold stock or other securities in corporations, to exercise rights relating thereto, including the transfer of the same, and to protect corporations relying upon such action without actual notice of the infancy, and to permit infants to receive dividends on stock or other securities in corporations and to give complete acquittance and release therefor.

Also:

H. 229 To amend Section 180, Title 51, Code of Alabama 1940 as amended by Act No. 519, H. 212, General Acts of Alabama 1943, page 487.

Also:

H. 230. To amend Section 179, Title 51, Code of Alabama 1940, as follows:

Also:

H. 232. To amend Section 182, Title 51, Code of Alabama 1940, as follows:

Also:

H. 292. To provide for the prevention, eradication and control of diseases of poultry by authorizing the Department of Agriculture and Industries to establish and maintain poultry disease diagnostic laboratories; to authorize the adoption and execution of a poultry disease control program and to provide that funds appropriated and made available under the General Appropriations Act for poultry disease control may be expended for the purpose of carrying out the provisions of this Act.

Also:

H. 304. Appropriating funds to effectuate the purposes of Act No. 59, S. 77, approved June 21, 1955, relating to the re-publication of the Code of 1940.

Also:

H. 338. To regulate further the office of circuit solicitor of the First Judicial Circuit of Alabama: Creating special funds for expenditure by the circuit solicitor in law enforcement and in the conduct of his office.

Also:

H. 483. To create the Committee on the Aging of the State of Alabama; to prescribe the powers, duties and authority of the committee and to provide for the selection, term, qualifications, powers, duties, authority, and compensation of the members thereof; to provide for the appointment, duties, and compensation of an executive secretary and other employees of the committee.

Also:

H. 503. To provide for the recordation of certain conditional sales contracts covering road construction machinery and equipment.

Also:

H. 549. To repeal the act approved September 9, 1953 entitled "An Act To authorize life insurance companies of this State to invest in loans to corporations whose securities have been approved by the State Securities Commission of Alabama" (Act No. 539, H. 368, Acts of 1953, Vol. II, p. 755).

Also:

H. 643. To amend Section 52 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to authorize boards of commissioners of municipalities whose form of government is controlled by the provisions of Article 1 of Chapter 4 of Title 37 of the Code of Alabama of 1940, to provide by ordinance for the holding of regular public meetings on the second and fourth Tuesdays of every month.

Also:

H. 714. To exempt the home of a veteran acquired pursuant to the provisions of Public Law 702, 80th Congress, as amended, from all ad valorem taxation, so long as the same is owned and occupied as a home by the veteran or his unmarried widow.

Also:

H. 716. To provide that all duty, obligation, and requirement imposed upon the Board of Corrections to pay court costs in certain criminal cases be transferred to the Comptroller.

Also:

H. 754. To provide for the correction or perfecting of marriage records.

Also:

H. 767. To amend Act No. 86, Local Acts of the Legislature of Alabama regular session, 1949, providing for the appointment of a deputy Register of the Circuit Court in Equity of Cullman County—Alabama; to prescribe the duties, powers and authority and fix the compensation and salary of such deputy Register and to designate the method of payment and fund from which said compensation and salary is payable. To repeal all laws in conflict with the provisions of this Act, to provide that the partial invalidity of this Act shall not affect the remainder hereof; and to fix the time when this Act shall become effective.

Also:

H. 838. To designate the new Tombigbee River Bridge at Coffeeville as "The Jim Folsom Bridge," and to direct the State Highway Department to erect appropriate markers thereon.

Also:

H. 848. To amend an act approved September 5, 1951, entitled "An Act To create a State Bureau of Publicity and Information, transferring to it the functions, funds, jurisdiction, authority, personnel, property and effects of the Division of Records and Reports, providing for the appointment of a Director of Publicity and an advisory board, abolishing the office of Director of the Division of Records and Reports, conferring exclusive power upon the Bureau to plan and conduct all state programs of tourist advertising, and making an appropriation for that purpose" (Act No. 712, H. 48, Acts of 1950-51, Vol. II, p. 250).

Also:

H. 895. To provide for the operation of Thorsby Institute in Chilton County as a high school in the public school system of said county; making appropriations for that purpose.

Also:

H. 899. To provide appropriations of funds which are available to the Division of Employment Security of the Alabama Department of Industrial Relations out of funds credited to this State's account in the Unemployment Trust Fund by the Secretary of the Treasury of the United States of America pursuant to section 903 of the Social Security Act, as amended, for the payment of expenses incurred by said Department for the administration of the State Unemployment Compensation Law and public employment offices during the Federal fiscal years July 1, 1957 through June 30, 1958, and July 1, 1958 through June 30, 1959.

Also:

H. 954. To amend Title 22, Section 199, Code of Alabama 1940, as amended, which relates to care and treatment of tubercular patients.

Also:

H. 956. To amend further Section 425 of Title 51, Code of Alabama (1940), which relates to the excise tax on financial institutions.

Also:

H. 964. To provide for the salary of the Governor.

Also:

H. 1003. To validate public corporations for hospital purposes attempted to be organized under Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, as originally adopted or as amended, where the governing body of a county has authorized the incorporation of such corporation but where the attempted incorporation is invalid because of some irregularity in the procedure for incorporation.

Also:

H. 1004. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature so as to authorize the amendment of the certificate of incorporation of any public hospital corporation, at any time organized under said act, for the purpose of changing the number of the members of its board of directors or making any other change in any such certificate of incorporation that is not inconsistent with the provisions of said act; so as to provide the method of effecting any such amendment; so as to specify, in the event any such amendment shall reduce the number of the members of any such board of directors, the method for determining which members of any such board of directors shall continue to serve and which shall cease to serve, following such amendment; and so as to pro-

vide that the terms of office of any such board of directors shall thereafter be staggered so that the term of office of one-third of such directors shall expire at the end of each period of two years.

Also:

H. 1042. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Sheffield in Colbert County, Alabama.

Also:

H. 1043. Relating to Colbert County; changing the method of compensating certain officers of the county; placing such officers on a salary basis; and providing for their assistants and for the operation of their offices.

Also:

H. 1044. To abolish the Hospital Board for Cullman County; to create in lieu thereof the Cullman County Hospital Administration Board; to prescribe its duties; to authorize the operation of the hospital, owned jointly by the County of Cullman and the City of Cullman; to provide for the election of the chairman of said hospital board and prescribe his duties; to make provisions for the appointment of a superintendent of said hospital; to make provisions and care for deficiencies in revenue of said hospital and provide for manner of payment of said appropriations.

Also:

H. 1048. For the relief of Irene Dorough and Pearl Hyatt; authorizing the court of county commissioners, board of revenue or other like governing body of Jefferson County to make an appropriation from the county treasury to compensate Irene Dorough and Pearl Hyatt for certain damages.

Also:

H. 1049. Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county.

Also:

H. 1051. Relating to the town of Lockhart in Covington County; to alter, rearrange, and extend the boundaries thereof.

Also:

H. 1052. Relating to Marengo County: Further regulating the meetings of the county board of registrars.

Also:

H. 1053. To alter or re-arrange the boundary lines of the City of Arab, Marshall County, Alabama, to extend the corporate limits thereof to include all territory now within such corporate limits and also certain other territory and to describe the corporate limits as altered, re-arranged and extended.

Also:

H. 1054. To amend Section 2 of Act No. 637, H. B. 644, approved September 4, 1951, entitled "An Act to provide for and fix the compensation and duties of the Chief Clerk in the Office of the Tax Assessor of Mobile County, Alabama", as amended by Act No. 378, H. B. 901, approved September 8, 1955.

Also:

H. 1056. To amend Section 4 of Act Number 298, Regular Session 1955, Legislature of Alabama, relating to joint public hospitals board in any county in the State of Alabama having a population of at least 125,000 and not more than 225,000 people according to any succeeding decennial Federal census.

Also:

H. 1061. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Also:

H. 1062. To amend Section 1 of Act No. 525, H. 1020, approved September 9, 1955, (Acts of Alabama, 1955, Page 1173), which fixed the compensation of the chief deputy sheriff of Morgan County, Alabama; and to provide that this Act shall be retroactive.

Also:

H. 1067. Relating to Autauga County; providing further for the distribution of fines and forfeitures in certain cases.

Also:

H. 1068. To alter, re-arrange and extend the boundary lines and corporate limits of the Town of Hammondville, in DeKalb County, Alabama.

Also:

H. 1070. To alter, re-arrange and extend the boundaries and corporate limits of the Town of Eclectic in Elmore County.

Also:

H. 1073. To amend further Section 173 of Title 13, Code of Alabama (1940), which relates to civil cases, when tried; chief justice appoints additional judges.

Also:

H. 1075. Relating to privilege licenses; levying an additional tax upon sellers of malt or brewed beverages who are engaged in that business in Lowndes County; providing for the assessment, collection, and use of the proceeds of the tax and for the adoption and promulgation of rules and regulations therefor by the governing body of said county; defining violations of the Act; and prescribing penalties therefor.

Also:

H. 1076. To fix the compensation of members of the court of county commissioners, board of revenue or like governing body of Lowndes County.

Also:

H. 1077. Relating to Madison County: To create and establish the Madison County Court; to define its jurisdiction and powers; to provide officers for said court, prescribe their powers, duties, tenure and compensation; to divest justices of the peace and notaries public ex officio justices of the peace in Madison County of criminal and quasi-criminal jurisdiction and vest such jurisdiction in the court hereby created; to authorize the transfer of any case pending in any court of a justice of the peace or in the Inferior Court of Huntsville to the Madison County Court; to prescribe rules of procedure for the Madison County Court; to provide for the transfer to the Circuit Court of Madison County and trial therein without prior indictment or presentment by the grand jury of any criminal case instituted in the Madison County Court if a jury trial is demanded; and to provide for the execution of the process of said court and the operation thereof.

Also:

H. 1078. For the relief of I. Schiffman and Company, Incorporated; authorizing the court of county commissioners, board of revenue or other like governing body of Madison County to make an appropriation from the county treasury to compensate I. Schiffman and Company, Incorporated for certain Damages.

Also:

H. 1079. Relating to Madison County; regulating the expenditure of the moneys accruing to the county Highway and Traffic Control Fund.

Also:

H. 1080. To alter, rearrange, and extend the boundary lines and corporate limits of the City of Huntsville in Madison County.

Also:

H. 1082. Relating to counties in this State having a population of more than five hundred thousand according to the last or any subsequent

federal decennial census; to authorize and direct the county governing body of such counties to allow and pay a certain sum to the judge of any inferior court in the county whose annual compensation is less than five thousand nine hundred dollars and who regularly holds court in more than one precinct in the county to reimburse him for certain transportation expenses incurred in the discharge of his duties.

Also:

H. 1086. Relating to counties having a population of not less than 94,000 nor more than 135,000, according to the last or any subsequent federal decennial census; providing further for extending the corporate limits and boundaries of incorporated municipalities in such counties.

Also:

H. 1090. To provide for the compensation and travel expenses of the county superintendent of education in counties having a population of not less than 18,700 nor more than 19,100 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1093. Providing further for the election of the members of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Also:

H. 1094. Relating to counties having a population of not less than 63,750 nor more than 72,750, according to the last or any subsequent federal decennial census; further defining the police jurisdiction of certain incorporated municipalities situated in such counties.

Also:

H. 1095. Relating to the municipality of Enterprise, in Coffee County: To alter, rearrange, and extend the boundaries and corporate limits of the municipality of Enterprise, exempting annexed farm land and appurtenances from municipal ad valorem taxation so long as the same is used for farm purposes.

Also:

H. 1096. To authorize the City of Anniston, Alabama, to sell to Alabama Society for Crippled Children & Adults, a corporation, for its reasonable market value the South 50 feet of Lots 15, 16, 17, & 18, in Block 151, according to the Map of the Anniston City Land Company, said property being situated in the City of Anniston, Calhoun County, Alabama.

Also:

H. 1097. To provide for a supplement to the compensation of the judges of the circuit courts in all circuits composed of two counties, each having more than 30,000 population, according to the last or any subsequent federal decennial census, when the judge is required by law to hold at least two sessions of such court at two different places in any one county in any one year, and to provide for the payment of such supplement by the counties composing such circuits.

Also:

H. 1098. To fix the compensation of the county solicitor, deputy solicitor, or deputy circuit solicitor of all counties having a population of not less than twelve thousand five hundred nor more than fifteen thousand, according to the last or any subsequent federal decennial census.

Also:

H. 1100. To provide for the compensation of deputies of the sheriff in all counties having a population of not less than 26,700 nor more than 27,000, according to the last or any subsequent federal decennial census.

Also:

H. 1101. To provide expense allowance to circuit solicitors in judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Also:

H. 1104. To Amend Sections 1, 2 & 4 of Act No. 86 of the Regular Session of the Legislature of Alabama, Approved June 21, 1957, entitled "An Act, levying in Hale County, Alabama, additional special privilege or license taxes and excise taxes equalling thirty-three and one-third percentum of, and otherwise paralleling with like provisions in Hale County, such State taxes as are levied by the State of Alabama by Sections 752 through Section 811 and Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama and amendments thereto, except that only thirty-three and one-third percentum of the State Levy is hereby made and is to be collected hereunder in Hale County and providing for the collection thereof and providing that all such revenue arising from the levy herein made shall be used exclusively and solely for acquiring, providing or constructing school houses and related buildings necessary or convenient for public school purposes, and equipping, furnishing, or replacing any such building and acquiring sites therefor; or other capital outlay purposes for public schools within Hale County, Alabama."

Also:

H. 1105. Relating to Lauderdale County: To regulate the compensation of bailiffs for the grand jury and bailiffs actually serving in the circuit court in Lauderdale County.

Also:

H. 1106. Relating to Lauderdale County: To amend further Section 1 of Act No. 31, S. 128, approved May 20, 1943, which allowed the sheriff of Lauderdale County an additional deputy, fixed the compensation of such additional deputy, and provided for the payment thereof out of the general funds of Lauderdale County (Local Acts of Alabama, 1943, page 18).

Also:

H. 1107. Relating to Lauderdale County: To amend further Section 14 of the act which established the Law and Equity Court of Lauderdale County, which act was passed over the Governor's veto on May 29, 1931 (Local Acts of 1931, page 72).

Also:

H. 1108. Relating to Lauderdale County; authorizing any savings and loan associations operating in such county to open, establish, operate and maintain branch offices anywhere in said county.

Also:

H. 1109. Relating to Lauderdale County; Authorizing the governing body of Lauderdale County to allow the sheriff of Lauderdale County two deputies sheriff in addition to the deputies already authorized by law and to provide for the compensation of such additional deputies and the payment thereof out of the general fund of Lauderdale County.

Also:

H. 1110. To amend Act No. 466, H. 928, approved September 15, 1939 (Local Acts of Alabama, 1939, p. 280), entitled "An Act To regulate, define and license the practice of Barbering in Madison County, Alabama; to provide rules and regulations concerning sanitation and cleanliness in and about Barber Shops in said county; to authorize the County Board of Barber Examiners to establish minimum prices and hours for Barbers in said County when the same have been agreed to by not less than 80% of all the licensed and registered Barbers of said County; to create a Board of Barber Examiners for said County, and define its powers and duties; to fix the punishment for the violation of the provisions of this act."

Also:

H. 1111. Relating to Madison County: To amend further Section 15 of Act No. 213, S. 434, entitled "An Act to establish in Precinct One in Madison County, Alabama, an Inferior Court in lieu of all Justices of the Peace and Notaries Public with the powers of a Justice of the Peace in the said Precinct, to be known as the Inferior Court of Huntsville, to define the jurisdiction and powers of said Court and the Judge thereof," approved April 4, 1911 (Local Acts of Alabama 1911, page 215).

Also:

H. 1112. To amend Sections 1 and 2 of the act approved August 5, 1953 providing for the establishment of a fund to be designated as the "Solicitor's Fund" for the circuit solicitor of Madison County (Act No. 289, S. 299, 1953 Acts 354).

Also:

H. 1113. To alter and re-arrange the boundary lines of the City of Demopolis, Marengo County, Alabama, so as to include within the corporate limits of said City, in addition to the present territory included within the corporate limits, certain other territory.

Also:

H. 1119. To amend Act #288 of the 1955 Regular Session of the Legislature of Alabama which relates to the regulation and licensing of barbers and barber colleges, and other like businesses in any County of the State of Alabama having a population of at least 125,000 nor more than 225,000, to creating a barber's commission for said Counties and defining the powers and duties of said barber's commission and providing for an inspector and providing a penalty for the violation of the provisions thereof.

Also:

H. 1122. To alter, extend, and rearrange the corporate limits of the Town of Castleberry, Conecuh County, Alabama.

Also:

H. 1124. To provide further for the economic development of counties having a population of not less than 29,500 nor more than 30,500 in-

habitants, according to the last or any subsequent federal decennial census, and the economic development of municipalities within such counties; providing for the creation of a development board in each county to which this Act applies; providing for the organization, powers, functions, duties, and personnel of such board; and providing for the payment of the expenses and for the compensation of the personnel of such board.

Also:

H. 1125. Providing further for the compensation of the chairman and members of the county board of equalization in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1126. Providing further for the compensation of members of the board of registrars in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1127. Providing further for the compensation of members of the jury commission in counties having a population of not less than 29,000 nor more than 29,350 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1136. To alter or re-arrange the boundary lines of the city of Guntersville, Marshall County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Marshall County, Alabama.

Also:

H. 1140. To fix the compensation of election officers in certain elections held in counties which now have, or which may hereafter have, a population in excess of 500,000, according to the last or any subsequent Federal decennial census.

Also:

H. 1141. To authorize the county board of education and each city board of education in any county in this state having a population of 400,000 or more, according to the last or any subsequent federal census, to sell and issue from time to time interest bearing tax anticipation warrants **for the purpose of acquiring, providing, constructing and equipping public school buildings and appurtenant buildings and facilities, including, without limitation, school busses;** to provide that such warrants shall be payable, as to both principal and interest, solely from the proceeds of any ad valorem tax or privilege or license tax paid, allocated or apportioned to or for the benefit of the board of education issuing such warrants; to require the pledge of such tax proceeds for the benefit of such warrants; to specify the effect and priority of each such pledge; to specify the manner in which any such warrants shall be sold; to authorize the refunding of any such warrants; to require the approval by the state superintendent of education for the issuance of any such warrants and to specify the effect of such approval; to provide that any such warrants shall be legal investments for executors, administrators, trustees and other fiduciaries; to provide that any such warrants and interest coupons applicable thereto, and all income derived therefrom, shall forever be exempt from all state, county, municipal and other taxation under the laws of Alabama; and to provide that the powers granted in this act shall be cumulative and

that all boards of education subject to the provisions of this act shall continue to have all powers granted them by Article 4 of Chapter 10 of Title 52 of the Code of Alabama of 1940, as amended.

Also:

H. 1142. To fix the fee and allowance of the Constables of all counties having a population of Five Hundred Thousand (500,000) or more inhabitants according to the last or any subsequent Federal census for serving any summons or other mesne process, except subpoenas for witnesses, where the amount in controversy is less than Twenty Dollars (\$20.00); repealing conflicting laws:

Also:

H. 1143. To authorize the county commission of Jefferson County to levy additional privilege license and excise taxes for public school purposes within the county, such taxes to parallel the state sales and use taxes provided for in Section 752 through Section 811, and Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended and supplemented, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; providing for the enforcement of the Act; and providing penalties for violation of the Act.

Also:

H. 995. To propose an amendment to the Constitution of Alabama authorizing the several school districts of Cleburne County to levy and collect special school taxes.

Also:

H. 1081. Relating to Montgomery County; proposing an amendment to the Constitution of Alabama to provide that the Legislature may from time to time, by general or local laws, fix, alter and regulate the costs and charges of courts in Montgomery County and the method of disbursement thereof.

Also:

H. 1087. To propose an amendment to the Constitution of Alabama for the purpose of increasing the maximum rate of interest which may be borne by bonds that may be issued under the provisions of the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956 and which was ratified by the electors on November 6, 1956, and to specify certain details pertaining to the said bonds.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Dawkins:

H. J. R. 127. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the Secretary of the Senate, the Clerk of the House, the Secretary of State and the doorkeepers of the House and Senate be and they are hereby relieved of any responsibility for the Codes, Supplements, Acts, Journals and any other books furnished to the members of the Legislature, and

BE IT FURTHER RESOLVED that the Clerk of the House and the Secretary of the Senate be and they are hereby relieved of any responsibility for the legislative payrolls of this session of the Legislature and said payrolls as heretofore submitted and paid are hereby approved.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the rules were suspended and the Senate concurred in and adopted the Resolution, H. J. R. 127, which said Resolution is set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Joint resolution:

S. J. R. 92. Relative to Secretary of the Senate and Clerk of the House being allowed additional clerical assistance.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to Senate Bill No. 178.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

September 13, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this bill originated, Senate Bill No. 178, with a suggested executive amendment, as follows:

Amend said Senate Bill No. 178 by striking therefrom the words "Two Hundred Dollars" wherever they appear in said bill, and substitute in lieu thereof the words "One Hundred and Fifty Dollars".

The reason for this action is that the amount set out in this bill would greatly reduce the funds for old age pension purposes and for federal matching.

If the above amendment is adopted it will remove my objection to this bill.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Skidmore the rules were suspended and the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, which said amendment is set out in the foregoing Message from the Governor, to the bill:

S. B. 178. To amend further Section 29 of Title 60, Code of Alabama (1940).

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Robison
Allen	Engelhardt	Lamberth	Shelton
Boutwell	Flowers	Leonard	Skidmore
Bradford	Givhan	Little	Smith
Cantrell	Goodwin	Metcalf	Tate
Cooper	Grisham	Moses	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

Which was a majority of the whole number elected to the Senate.

And said bill, S. B. 178, as amended by the Executive Amendment, was again read at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Flowers	Leonard	Skidmore
Bradford	Givhan	Little	Smith
Calvin	Goodwin	Metcalf	Tate
Cantrell	Grisham	Moses	Van Antwerp
Cooper	Hall	Newton	Vann
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

Which was a majority of the whole number elected to the Senate.

BILLS ON THIRD READING

The Bill:

H. 1131. To alter, rearrange and extend the boundary line of the corporate limits of the Town of Southside in Etowah County, Alabama. was taken up.

Mr. Roberts offered the following amendment to the Bill, to-wit:

AMENDMENT OF HOUSE BILL 1131

Amend H. B. 1131 by striking out the land description contained in Section 1 thereof, and substituting the following description therefor.

Begin at a point where the east line of fractional SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 32 Township 12 Range 6 intersects the South bank of the Coosa River, thence run South along the East line of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Section 33 Township 12 Range 6, thence east and along the North line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the NE corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, thence South along the East line of said quarter to the SE corner thereof, Section 33 Township 12 Range 6, thence continuing South along the East line of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 4, Township 13 Range 6, thence South along the East line of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 9, Township 13 Range 6 to the SE corner of said quarter, thence West along the South line of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 9 to the SW corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 9, thence South along the East line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the SE corner thereof, thence west and along the South line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the SW corner thereof, Section 9 Township 13 Range 6, thence in a southern direction along the east line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 17 to the SE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, thence West and along the south line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the SW corner thereof, thence South along the East line of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the SE corner thereof, thence West and along the South line of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Section 17 to the SW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, thence North and along the West line to the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, thence east and along the North line of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the NE corner thereof, thence North and along the West line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, thence East along the North line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the NE corner thereof, thence North along the West line of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ to the NW corner thereof, Section 17, Township 13, Range 6, thence West along the South line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ to the SW corner thereof, thence North along the West line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 8 to the NW corner thereof, thence East and along the North line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 8 to the NE corner thereof, thence North and along the West line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the NW corner thereof, thence West along the South line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ to the SW corner thereof, thence North along the West line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 8 and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 5 to the NW corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 5, thence east along the North line of said quarter to the NE corner thereof, thence North and along the West line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 5 and the West line of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 32 Township 12 Range 6 to the South bank of the Coosa River, thence along the South bank of the Coosa River to the point of beginning, less and except seven acres lying and being in the NE corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 17, Township 13, Range 6, and East of the Public road therein.

All of above lands being a part of Section 32 and 33 Township 12 Range 6, also parts of Section 4, 5, 8, 9 and 17 Township 13 Range 6, Etowah County, Alabama.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Reeves	
Allen	Grisham	Little	Roberts	
Cooper	Hall	Metcalf	Robison	
Davis (Lowndes)	James	Moses	Van Antwerp	
Davis (Pickens)	Jones	Newton	Vann	
Dyar	Lamberth			—21

Nays:

—0

And said Bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Reeves	
Allen	Grisham	Little	Roberts	
Cooper	Hall	Metcalf	Robison	
Davis (Lowndes)	James	Moses	Van Antwerp	
Davis (Pickens)	Jones	Newton	Vann	
Dyar	Lamberth			—21

Nays:

—0

The Bill:

H. 701. Proposing an amendment to the Constitution relating to Marion County.

Was read a third time at length, as required by the Constitution, and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Tate	
Allen	Engelhardt	Metcalf	Van Antwerp	
Boutwell	Flowers	Shelton	Vann	
Bradford	Givhan	Skidmore	Yarbrough (Autauga)	
Calvin	Lamberth	Smith	Yarbrough (Randolph)	
Cantrell	Leonard			—21

Nays:

—0

The Bill:

H. 1083. Relating to Tallapoosa County; authorizing the coroner to appoint a deputy, and providing for the compensation of such deputy.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Eddins	James
Cantrell	Davis (Pickens)	Grisham	Jones
Cooper	Dyar	Hall	Lamberth

Leonard	Moses	Roberts	Yarbrough (Autauga)
Little	Newton	Shelton	Yarbrough (Randolph)
Metcalf	Reeves		—21

Nays: —0

The Bill:

H. 1084. To provide for and regulate the selecting and empaneling of juries and alternate jurors in the circuit court of Tallapoosa County.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Grisham	Little	Tate
Allen	Hall	Metcalf	Van Antwerp
Boutwell	James	Reeves	Vann
Bradford	Jones	Roberts	Yarbrough (Autauga)
Calvin	Lamberth	Robison	Yarbrough (Randolph)
Goodwin	Leonard		—21

Nays: —0

The Bill:

H. 1055. To apply in all counties of the State having a population of not less than 200,000 nor more than 400,000, according to the last or any subsequent Federal decennial census; providing for the appointment of bailiffs for the Circuit Courts in such counties, prescribing their duties, and regulating their compensation.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Allen	Flowers	Robison	Van Antwerp
Boutwell	Givhan	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays: —0

The Bill:

H. 1121. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Givhan	Hall
Allen	Engelhardt	Goodwin	James
Boutwell	Flowers	Grisham	Jones

Lamberth	Skidmore	Van Antwerp	Yarbrough (Autauga)
Leonard	Smith	Vann	Yarbrough (Randolph)
Little	Tate		—21

Nays: —0

The Bill:

H. 1128. To vacate that portion of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22, in Township 10 South, Range 9 East.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Newton	Tate
Allen	Grisham	Reeves	Van Antwerp
Boutwell	Hall	Roberts	Vann
Bradford	James	Robison	Yarbrough (Autauga)
Calvin	Jones	Smith	Yarbrough (Randolph)
Cantrell	Moses		—21

Nays: —0

The Bill:

H. 1129. To authorize the board of revenue, court of county commissioners, or other like governing body of any county having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to appoint a curator for any official historical site located on certain public lands situated in any such county; and to provide for the duties, term, and compensation of such curator.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Metcalf	Robison
Cantrell	Grisham	Moses	Shelton
Cooper	Hall	Newton	Skidmore
Davis (Lowndes)	James	Reeves	Smith
Davis (Pickens)	Jones	Roberts	Tate
Dyar	Little		—21

Nays: —0

The Bill:

H. 1132. To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Little	Roberts
Allen	Flowers	Metcalf	Robison
Boutwell	James	Moses	Skidmore
Bradford	Jones	Newton	Yarbrough (Autauga)
Calvin	Lamberth	Reeves	Yarbrough (Randolph)
Eddins	Leonard		—21

Nays:

—0

The Bill:

H. 1133. To alter and re-arrange the boundary lines of the City of Brewton, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Escambia County, Alabama contiguous to said city.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Roberts	Tate
Allen	James	Robison	Van Antwerp
Cantrell	Jones	Shelton	Yann
Cooper	Moses	Skidmore	Yarbrough (Autauga)
Goodwin	Newton	Smith	Yarbrough (Randolph)
Grisham	Reeves		—21

Nays:

—0

The Bill:

H. 1134. Regulating the compensation of the members of the county board of education in counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Moses	Shelton
Cantrell	Engelhardt	Newton	Skidmore
Cooper	Flowers	Reeves	Smith
Davis (Lowndes)	Givhan	Roberts	Tate
Davis (Pickens)	Goodwin	Robison	Van Antwerp
Dyar	Grisham		—21

Nays:

—0

The Bill:

H. 1135. Relating to counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	James	Robison
Allen	Flowers	Jones	Van Antwerp
Boutwell	Givhan	Newton	Vann
Bradford	Goodwin	Reeves	Yarbrough (Autauga)
Calvin	Grisham	Roberts	Yarbrough (Randolph)
Eddins	Hall		— 21

Nays:

—0

The Bill:

H. 1137. To alter or re-arrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	Little	Robison	Van Antwerp
Davis (Lowndes)	Metcalf	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		— 21

Nays:

—0

The Bill:

H. 1138. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Montgomery County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Givhan	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Newton	Smith	Yarbrough (Randolph)
Dyar	Reeves		— 21

Nays:

—0

The Bill:

H. 1139. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 18,000 nor more than 18,100 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the courthouse to be closed all day on Saturday each week.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Reeves
Calvin	Grisham	Little	Roberts
Cantrell	Hall	Metcalf	Robison
Cooper	James	Moses	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Newton	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—21

Nays:

—0

The Bill:

H. 1144. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and in-

denture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Flowers	Shelton	Vann
Bradford	Moses	Skidmore	Yarbrough (Autauga)
Calvin	Newton	Smith	Yarbrough (Randolph)
Cantrell	Reeves		—21

Nays:

—0

The Bill:

H. 1145. To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body, other than the chairman or president thereof, of any county in the State having a population of not less than 94,000 nor more than 134,000 inhabitants, according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Moses
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Skidmore
Bradford	Engelhardt	Little	Smith
Calvin	Flowers	Metcalf	Tate
Davis (Lowndes)	James		—21

Nays:

—0

The Bill:

H. 1146. To provide for the relief of General Garner of Walker County; appropriating the sum of one thousand dollars from the county treasury.

Was taken up.

Mr. Newton offered the following substitute, for the Bill: to-wit:

SUBSTITUTE FOR H. B. 1146

A BILL TO BE ENTITLED AN ACT

To provide for the relief of General Garner of Walker County; and to make an appropriation from the county treasury.

Be It Enacted By The Legislature of Alabama:

Section 1. The sum of one thousand five hundred dollars (\$1,500) is hereby appropriated from the treasury of Walker County to compensate General Garner of Walker County, a former employee of

said county, for injuries sustained by him on or about August 9, 1953, while acting within the line and scope of his duties as such employee, under such circumstances that said county is morally and justly obligated to pay damages but the said Garner has no recourse at law to recover the same. The court of county commissioners board of revenue or like governing body of Walker County is hereby directed to draw or cause a warrant on the county treasury to be drawn for the amount herein appropriated, and the custodian of county funds is hereby authorized and directed to pay the same upon due presentation thereof. It is provided, however, that the warrant must be made out in the name of the said General Garner and his wife, and shall be payable to them jointly; and, to be valid, must be countersigned by Herman Maddox, county attorney, or if the said Herman Maddox is not the county attorney of Walker County at the time the warrant is presented for payment, then the warrant must be countersigned by the then county attorney of the county. The proceeds of the warrant shall be used exclusively to apply toward the purchase price of a home for the said General Garner and his wife, and no part of the proceeds thereof may be used for the payment of any attorney's fee.

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Skidmore
Allen	Givhan	Newton	Smith
Boutwell	Goodwin	Reeves	Vann
Bradford	Grisham	Roberts	Yarbrough (Autauga)
Eddins	Hall	Robison	Yarbrough (Randolph)
Engelhardt	James		—21

Nays:

—0

And said Bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Flowers	Jones	Skidmore
Allen	Givhan	Newton	Smith
Boutwell	Goodwin	Reeves	Vann
Bradford	Grisham	Roberts	Yarbrough (Autauga)
Eddins	Hall	Robison	Yarbrough (Randolph)
Engelhardt	James		—21

Nays:

—0

The Bill:

H. 1148. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, com-

pensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	Flowers	Robison	Van Antwerp
Davis (Lowndes)	Givhan	Shelton	Vann
Davis (Pickens)	Moses	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays:

—0

The Bill:

H. 1149. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Leonard	Tate
Allen	Grisham	Little	Van Antwerp
Boutwell	Hall	Metcalf	Vann
Bradford	James	Moses	Yarbrough (Autauga)
Calvin	Jones	Smith	Yarbrough (Randolph)
Cantrell	Lamberth		—21

Nays:

—0

The Bill:

H. 1150. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Myrtlewood, Marengo County, Alabama.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Eddins	Jones
Cantrell	Davis (Pickens)	Hall	Lamberth
Cooper	Dyar	James	Leonard

Little
Metcalf
Moses

Newton
Reeves
Roberts

Robison
Vann

Yarbrough (*Autauga*)
Yarbrough (*Randolph*)
—21

Nays:

—0

The Bill:

H. 1152. To apply in and only in each County in this State having a population of 500,000 or more, according to the 1950 or any succeeding decennial federal census; to regulate junk dealers and scrap metal processors in such Counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such County; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such County to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this Act; and to make Alabama Code of 1940, Title 14, Chapter 52, Sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the Counties to which this Act applies.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:
Allen
Boutwell
Bradford
Calvin
Cantrell

Eddins
Engelhardt
Flowers
Givhan
Newton
Reeves

Roberts
Robison
Shelton
Skidmore
Smith

Tate
Van Antwerp
Vann
Yarbrough (*Autauga*)
Yarbrough (*Randolph*)
—21

Nays:

—0

The Bill:

H. 1153. To amend Act No. 417, H. 803, approved August 27, 1953 (Acts of Alabama, 1953, p. 518), entitled, "An Act To authorize the governing body of any County in the State having a population of 400,000 or more according to the last or any subsequent Federal census, to regulate and make rules regarding the parking of automobiles and other motor vehicles on the grounds of the Court House or the grounds of any branch of the Court House, and to provide for the enforcement of such rules and regulations by the sheriff, the removal of any auto or other motor vehicle left in violation of such rules and regulations at the expense of the owner and the person leaving the auto or other motor vehicle at such location, to provide for notice of such removal, and to make violations of such rules and regulations a misdemeanor."

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:
Allen
Boutwell

Bradford
Calvin
Cantrell

Cooper
Davis (*Lowndes*)
Davis (*Pickens*)

Dyar
Grisham
Hall

James	Leonard	Moses	Shelton	
Jones	Little	Robison	Skidmore	
Lamberth	Metcalf			—21
<i>Nays:</i>				—0

The Bill:

H. 1074. To create an additional judgeship for the Fifth Judicial Circuit of Alabama, designated Judgeship No. 3; and to provide for the election, term of office, compensation, powers, duties, authority, obligations and qualifications of such additional judge.

Was taken up.

The Standing Committee on Finance and Taxation reported the following substitute for the Bill, to-wit:

FINANCE AND TAXATION COMMITTEE
SUBSTITUTE FOR H. B. 1074

A BILL
TO BE ENTITLED
AN ACT

To authorize and create an additional Judge of the Fifth Judicial Circuit of Alabama and to provide for his election, jurisdiction, powers, authority and qualifications, to render him liable to all the pains and penalties of the other Circuit Judges of the State and to provide for the salary of said Judge and specifying the residence requirements of the Circuit Judges of said Circuit.

Be It Enacted by the Legislature of Alabama:

Section 1. That there shall be, and there is hereby authorized and created an additional judge of and for the Fifth Judicial Circuit of the State of Alabama.

Section 2. That the additional judge hereby authorized shall be elected from said Fifth Judicial Circuit at the next general election after the passage of this act, and he shall be elected for the same term of office as the other circuit judges of this state are elected.

Section 3. That the additional judge hereby authorized shall have and exercise all the jurisdiction, powers, rights and authority and shall possess all the qualifications, and may perform all the duties that the other circuit judges of the State of Alabama may exercise, shall possess or may perform, and he shall be liable to all the pains and penalties of said other circuit judges of the State.

Section 4. That the salary of said additional judge hereby authorized shall be the same as is paid to the other circuit judges for the Fifth Judicial Circuit.

Section 5. That the three judges of said circuit shall alternate in presiding over the several law courts of said circuit.

Section 6. That after this act shall become effective there shall be three judges for the Fifth Judicial Circuit, one of whom shall reside in the most populous county in said circuit and no two of whom shall reside in the same county of said circuit.

Section 7. That the provisions of this act are severable. If any part of it is declared unconstitutional or invalid, such declaration shall not affect the parts that remain.

Section 8. That all laws or parts thereof inconsistent with the provisions of this act are hereby repealed to the extent of such inconsistency.

Section 9. That this act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays:

—0

And said Bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engelhardt	Roberts	Tate
Cooper	James	Robison	Van Antwerp
Davis (Lowndes)	Jones	Shelton	Vann
Davis (Pickens)	Lamberth	Skidmore	Yarbrough (Autauga)
Dyar	Newton	Smith	Yarbrough (Randolph)
Eddins	Reeves		—21

Nays:

—0

The Bill:

H. 1059. To authorize the court of county commissioners, board of revenue or like governing body of Winston County to levy additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue, and for the distributiton and use of the proceeds thereof; and to provide for the enforcement of the Act.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Roberts
Allen	Engelhardt	Lamberth	Robison
Boutwell	Goodwin	Moses	Shelton
Bradford	Grisham	Newton	Skidmore
Calvin	Hall	Reeves	Smith
Cantrell	James		—21

Nays:

—0

The Bill:

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Was read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Flowers	Leonard	Skidmore
Bradford	Givhan	Little	Smith
Calvin	Goodwin	Metcalf	Tate
Cantrell	Grisham	Moses	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

The Bill:

H. 889. To amend Section 12, Title 12, Code of Alabama 1940, as amended by Act No. 344, General Acts 1945, page 560.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Allen	Eddins	Lamberth	Robison
Boutwell	Engelhardt	Leonard	Shelton
Bradford	Flowers	Little	Skidmore
Calvin	Givhan	Metcalf	Smith
Cantrell	Goodwin	Moses	Tate
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Lowndes)	Hall	Reeves	Yarbrough (Randolph)
Davis (Pickens)	James		—33

Nays:

—0

The Bill:

H. 38. To amend Section 15 of Act No. 1, H. 46, approved May 22, 1945 (General Acts of Alabama, 1945, p. 1) entitled "An Act to conserve natural resources of the State of Alabama and to prevent the waste thereof by providing for the regulation, control, and supervision of the drilling for and the production and use of oil and gas in the State of Alabama and to provide funds therefor by the levy of a charge of twenty-five dollars upon each well drilled in search of oil and gas in Alabama and a tax equal in amount to two per cent of the gross value, at the point of production, of oil and gas produced in Alabama," which relates to the method of appeals from the State Oil and Gas Board.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Jones	Reeves	Smith
Givhan	Lamberth	Roberts	Tate
Goodwin	Little	Robison	Vann
Grisham	Metcalf	Shelton	Yarbrough (Autauga)
Hall	Moses	Skidmore	Yarbrough (Randolph)
James	Newton		—33

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 387. To regulate further the purchasing practices of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Also:

S. 422. To regulate further the compensation and allowances of certain officers of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Also:

S. 469. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Also:

S. 470. Authorizing the utilization of convicts to work upon, clean and restore certain neglected cemeteries or graveyards in Wilcox County, and providing for the guarding, safe-keeping and maintenance of convicts when employed in such work.

Also:

S. 471. To create an inferior Court, to be known as the DeKalb County Inferior Court of DeKalb County, Alabama, with the power of justice of the Peace; To prescribe the jurisdiction, authority, powers and duties of said Court and Officers thereof; To provide rules and procedures of said Court; To provide that the DeKalb County Commission shall provide quarters and supplies for said Court; and to provide for the execution of process and operation of said Court:

Also:

S. 472. To establish a DeKalb County Superior Court for DeKalb County; to define its jurisdiction and powers; To provide for its officers, their powers, duties and compensation; To provide that the said court shall be open at all times for the trial of cases and transaction of business; Prescribing rules and procedure of said Court; and to provide for the transfer of cases now pending in the DeKalb County Court to the DeKalb County Superior Court; To provide for the repeal of the DeKalb County Court, DeKalb County, Alabama, as created by Act No. 179 Local Acts, 1927 Legislature, pages 93 to 101 inclusive, as amended; To create a fine and forfeiture fund and to provide for payment of claims, to transfer funds from DeKalb County Fine and Forfeiture Fund to DeKalb County Superior Court Fine and Forfeiture Fund; To provide for a Solicitor for the DeKalb County Superior Court, his term of office and election, compensation and duties; To

provide for payment of expenses of said Court out of the General Fund of DeKalb County, Alabama.

Also:

S. 478. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Also:

S. 480. To fix the supplemental salaries of Circuit Judges in Judicial Circuits in Alabama composed of one county where the population of such county exceeds 94,000 people and is less than 134,000 people according to the last preceding or any succeeding decennial United States census to be paid out of the county treasury of such counties.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolutions:

S. J. R. 93. Relative to designating Senate Bill 174.

Also:

S. J. R. 96. Relative to naming House Bill 150.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. Boutwell, further consideration of the Bills, H. B. 959 and H. B. 960, was indefinitely postponed by the Senate.

On motion of Mr. Tate, further consideration of the Bill, H. B. 1099, was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the following House bill:

H. 390. To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

And requests a Committee of Conference and the Speaker of the House has named as a Committee on the part of the House Messrs. Stembridge, Davis, and Hall.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Flowers, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 390, the title of which is set out in the foregoing Message from the House.

The President and Presiding Officer of the Senate appointed as Conferees on part of the Senate Messrs. Flowers, Metcalf and Reeves.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the following House bill:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee on the part of the House Messrs. Brown (Lamar), Branyon and Oden.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Allen, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 393, the title of which is set out in the foregoing Message from the House.

The President and Presiding Officer of the Senate appointed as Conferees on part of the Senate Messrs. Lamberth, Metcalf and Cantrell.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Gist:

H. J. R. 128. Resolved by the House, the Senate concurring, that the bill, H. B. 895, which has passed both Houses, be designated and known as "The Yarbrough (Autauga), Lamberth, and Speaks Bill."

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Yarbrough (Randolph), the Rules were suspended and the Senate concurred in and adopted the Resolution, H. J. R. 128, set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 494. To repeal an act approved August 30, 1955, entitled "An Act Relating to counties having a population of not less than 56,500 nor more than 72,500: Providing for the reidentification of all registered voters; directing the board of registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification" (Act No. 313, S. 315, 1955 Acts 711).

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Leonard, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 494, the title of which is set out in the foregoing Message from the House; to-wit:

Amendment to S. B. 494:

Strike out Section 2 of the bill entirely and substitute therefor the following:

Section 2. This Act shall become effective immediately upon its enactment; provided, that as to all counties having a population in excess of 63,700, according to the most recent federal decennial census, the Act shall not take effect until the first day of October 1962.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Hall	Metcalf	Robison
Cantrell	James	Moses	Van Antwerp
Cooper	Jones	Newton	Vann
Davis (Lowndes)	Lamberth	Reeves	Yarbrough (Antauga)
Eddins	Leonard	Roberts	Yarbrough (Randolph)
Engelhardt	Little		—21

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 981. To provide for the disposition of certain real property in Baldwin County, Alabama, which is a part of the Dixie Graves Parkway and which runs from Gulf Shores, Alabama, to Fort Morgan; to provide for and regulate the manner, method and conditions under which said real property may be disposed of by the State, and to provide for use and control of the remainder of said parkway; to provide a fund for the deposit of revenue derived from the disposition of said real property and to provide for expenditures from said fund.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1123. Relating to Conecuh County, Alabama; authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference, certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 108. To authorize any county in the State of Alabama now owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or con-

veyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 871. To regulate the qualifications, applications, examinations and licensing of all persons who shall be hereafter licensed to act as agent for or to solicit business for any life or health and accident insurance carriers in Alabama who shall engage in the business of selling soliciting, issuing, delivering, effecting or collecting premiums on policies or contracts of life insurance or contracts of health and accident insurance or both; to define terms; to provide penalties for violations of the provisions hereof; to prohibit the representing of unauthorized insurers; to provide for liability of insurance agents when representing unauthorized insurers; to prohibit the doing of business by unlicensed agents; to prohibit the doing of business with unauthorized agents; to provide for the revocation of licenses; to provide that certain information, documents, records or statements disclosed or made to the Superintendent of Insurance shall be deemed a privileged communication and shall not be used as evidence in any court action or proceeding; to provide for the refusal, suspension, or revocation of license and to provide for a hearing thereof; to provide an appeal from certain actions of the Superintendent; to provide for the making of certain rules and regulations by the Superintendent; to provide for the making of certain investigations by the Superintendent; to provide penalties for the violation of this Act; to provide for the severability of this Act; to repeal conflicting laws, and to provide an effective date for this Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 781. To amend further Section 10 of Title 37, Code of Alabama 1940, which relates to the incorporation of cities and towns.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1092. Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is

approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 821. To provide for the payment of pensions and other benefits to certain employees of counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, when their compensation is paid from funds derived from more than one unit of government.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 657. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey, or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such

authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable; to protect certain civil service and pension rights of employees of municipal airports taken over by such authority; to provide for competitive bidding on construction contracts in excess of ten thousand dollars; to provide for a date upon which this act shall become effective.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1088. To amend Section 4 of Act No. 85 adopted at the 1956 Special Session of the Legislature of Alabama so as to increase the maximum rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 978. To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, or any board of registrars, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this state; and to make an appropriation for such purposes.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 497. To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) entitled: "An Act Relating to insurance; to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Harrison:

H. J. R. 129. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

1. That there shall be a joint legislative committee, composed of four members of the House appointed by the Speaker of the House and three members of the Senate appointed by the President of the Senate, to make a study of public health problems in the State and to report its findings, conclusions, and recommendations, as to ways and means of effectuating a broad, long-range public health program for the State, together with such proposed legislation as it may deem necessary, to the Legislative Council, on or before the first Friday in October, 1958. The Legislative Council shall submit the committee's report to the Legislature for the use and consideration of the Legislature at its next regular session.

2. The chairman of the committee shall be designated by the joint action of the Speaker of the House and the President of the Senate. The chairman shall call an organizational meeting of the committee within thirty days after the adoption of this resolution; and thereafter the committee shall meet at the call of the chairman, or at the request of any three members of the committee. Committee members shall receive no compensation for the duties herein required of them. The committee may utilize the services, information, facilities, and personnel of any department or agency in the administrative branch of the state government, and it shall enlist the aid and assistance of all groups, organizations, or associations interested in the public health of the State, toward the end that its study may be accomplished as effectively as possible.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Flowers, the Rules were suspended and the Resolution, H. J. R. 129, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

The President and Presiding Officer of the Senate appointed Messrs. Leonard, Givhan and Flowers as members of the Senate on the Legislative Committee to study public health problems in the State.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Board of Appeals for the Department of Industrial Relations.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

September 13, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. Melvin Boozer, Elba, Alabama, as a member of the Board of Appeals for the Department of Industrial Relations, for the term expiring March 28, 1963.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from His Excellency, the Governor, relative to the appointment of Mr. Melvin Boozer as a member of the Board of Appeals for the Department of Industrial Relations, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Alabama Educational Television Commission.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

September 13, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. Nathaniel Welch, Auburn, Alabama, as a member of the Alabama Educational Television Commission, succeeding Mrs. T. B. Acker, resigned, for the term expiring June 25, 1959.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Lamberth, the rules were suspended and the Senate confirmed the appointment of Mr. Nathaniel Welch as a member of the Alabama Educational Television Commission, which said appointment is set out in the foregoing Message from His Excellency, the Governor.

RESOLUTION

Messrs. Vann, Roberts, Shelton, Grisham, Dyar and Lamberth offered the following Senate Joint Resolution, to-wit:

S. J. R. 97. RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the following highway route through Alabama be designated and known as the "Herman Nelson Highway": Ala. 53 from its intersection with U. S. 31 near Ardmore to Ala. 20 at Huntsville to the junction of U. S. 431; thence South along U. S. 431 via Guntersville, Albertville, and Boaz to the intersection of said highway with U. S. 11 in Attalla and Gadsden; thence East from Gadsden on U. S. 278 via Piedmont to the Georgia State line.

RESOLVED FURTHER, That the State Highway Department is authorized and directed to cause to be erected and maintained at all times along the highway route herein described, at intervals of not more than five miles apart in each direction, appropriate signs and markers designating the name of such route as herein provided.

On motion of Mr. Roberts, the Rules were suspended and the Resolution was adopted by the Senate.

BILLS ON THIRD READING RESUMED

The bill:

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

was taken up.

The Standing Committee on Insurance reported the following substitute for the Bill, to-wit:

Committee Substitute for H. B. 291:

A BILL
TO BE ENTITLED
AN ACT

To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

Be It Enacted by the Legislature of Alabama:

Section 1. To amend Title 28, Section 317, Code of Alabama, as amended, is hereby amended so as to read as follows:

"Section 317. State Insurance Fund.—There shall be a fund, to be known as the State Insurance Fund, carried by the State Treasurer for the purpose of insuring against loss by fire, lightning, windstorm, and hail, or fire and all the perils included under extended coverage, on buildings in which title in whole or in part is vested in the State of Alabama or any of its agencies or institutions, or in which funds provided by the state have been used for the purchase of the land, con-

struction of the building, purchase or maintenance of any equipment, furniture, fixtures, or supplies in such building; and all public school buildings together with the contents of all such buildings, provided, however, that this Section shall neither repeal or in any manner affect the provisions of any local act of the legislature or any general act of local application authorizing City or County Boards of Education to insure school buildings and property either in the State Insurance Fund or in an insurance company, whichever in the opinion of such Board provides the best coverage for such school buildings and property."

Section 2. That Title 28, Section 325, Code of Alabama 1940, as amended, is hereby amended so as to read as follows:

Section 325. Limit of expenditures from fund.—No part of these funds shall be used to increase the salary of any state employee. Only the salary of the designated administrator, stenographic secretary, inspector, clerical force, and such other expense as may be necessary for the efficient administration of the provisions of this article shall be paid from these funds. Such expenditures shall be limited to that amount appropriated by the Legislature, and all such expenditures shall be limited to six percent of the amount of premiums written in each year, or so much thereof as may be required. All employees as provided in this Section shall be subject to the Merit System Act."

Section 3. This act shall become effective on October 1, 1957.

Which was adopted.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	James	Roberts
Allen	Dyar	Jones	Robison
Boutwell	Engelhardt	Lamberth	Shelton
Bradford	Flowers	Little	Skidmore
Calvin	Givhan	Metcalf	Smith
Cooper	Grisham	Moses	Tate
Davis (Lowndes)	Hall	Newton	Yarbrough (Randolph)

—27

Nays:

—0

And said Bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalf	Smith
Calvin	Goodwin	Moses	Tate
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)
Davis (Pickens)	James	Roberts	Yarbrough (Randolph)
Dyar	Jones		

—33

Nays:

—0

The Bill:

H. 708. To propose an amendment to the Constitution of Alabama that the Court of Appeals be constituted as the Court of Criminal Appeals

with final, exclusive, and irrevocable supreme appellate jurisdiction co-extensive with the limits of the State in all criminal and quasi-criminal cases of whatsoever grade; and with power to issue such original, remedial, and extraordinary writs as may be necessary to give it a general superintendency and control of inferior jurisdictions; that the judges of the Court of Appeals holding office at the time said amendment shall become effective, or who shall be elected to a future term on the Court of Appeals, shall constitute the judges of said court for the remainder of the terms for which they were chosen as judges of the Court of Appeals; and that appeals from death sentences shall be heard by said court augmented by four justices of the Supreme Court selected in rotation by the Chief Justice.

Was read a third time at length, as required by the Constitution, and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Engelhardt	Lamberth	Shelton
Allen	Flowers	Leonard	Skidmore
Boutwell	Givhan	Little	Smith
Bradford	Goodwin	Metcalf	Tate
Calvin	Grisham	Moses	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Eddins			—32

Nays: —0

The Bill:

H. 8. To provide a Revolving Fund for the Department of Finance, Division of Service Mail and Supply Room; and to make an appropriation thereto.

Was read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Moses	Tate
Calvin	Goodwin	Newton	Van Antwerp
Cooper	Grisham	Reeves	Vann
Davis (Lowndes)	Hall	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones		—29

Nays: —0

The Bill:

H. 203. Proposing an amendment to the Constitution of Alabama, to authorize the use of a portion of the proceeds derived from the levy of certain special county taxes for the purpose of providing hospital care and treatment for certain indigent residents of the county.

Was read a third time at length, as required by the Constitution, and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Engelhardt	Lamberth	Skidmore
Allen	Flowers	Little	Smith
Boutwell	Givhan	Metcalf	Tate
Bradford	Grisham	Newton	Van Antwerp
Calvin	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Eddins			—28

Nays:

—0

The Bill:

H. 751. To fix the salary of the State Highway Director.

Was read a third time at length and passed.

Yeas 29; Nays 1.

Yeas:

Messrs.:	Engelhardt	Leonard	Skidmore
Allen	Flowers	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Eddins	Lamberth		—29

Nay: Mr. Shelton

—1

The Bill:

H. 1060. Relating to the Town of Double Springs in Winston County, Alabama; altering and extending the corporate limits of the municipality.

Was read a third time at length and passed.

Yeas 21; Nays 0.

Nays:

—0

Messrs.:	Engelhardt	James	Robison
Allen	Flowers	Jones	Smith
Boutwell	Givhan	Lamberth	Tate
Bradford	Goodwin	Reeves	Yarbrough (Autauga)
Calvin	Grisham	Roberts	Yarbrough (Randolph)
Eddins	Hall		—21

Nays:

—0

The Bill:

H. 709. To provide for the Court of Criminal Appeals of Alabama.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Dyar
Allen	Calvin	Davis (Lowndes)	Eddins
Boutwell	Cantrell	Davis (Pickens)	Engelhardt

Flowers	Lamberth	Reeves	Tate
Givhan	Leonard	Roberts	Van Antwerp
Goodwin	Little	Robison	Vann
Grisham	Metcalf	Shelton	Yarbrough (Autauga)
Hall	Moses	Smith	Yarbrough (Randolph)
Jones	Newton		—33
Nays:			—0

FURTHER CONSIDERATION OF S. R. 87

The Senate proceeded to further consideration of the Resolution, S. R. 87, as amended.

The question was on the substitute offered by Mr. Eddins for the Resolution, as amended, which said substitute is as follows:

Substitute for S. R. 87, as amended:

Resolved by the Standing Committee on Rules, that the rules be suspended, and that the following bills, in the order named, be made the special, paramount, and continuing order of business for the day:

1. H. B. 11
2. H. B. 1
3. H. B. 619

Mr. Lamberth moved that said substitute be laid on the table, and the motion to table was lost.

Yeas 15; Nays 20.

Yeas:

Messrs.:	Goodwin	Metcalf	Skidmore
Allen	Grisham	Moses	Smith
Cantrell	Lamberth	Newton	Vann
Flowers	Leonard	Roberts	Yarbrough (Randolph)
			—15

Nays:

Messrs.:	Davis (Pickens)	Hall	Robison
Boutwell	Dyar	James	Shelton
Bradford	Eddins	Jones	Tate
Calvin	Engelhardt	Little	Van Antwerp
Cooper	Givhan	Reeves	Yarbrough (Autauga)
Davis (Lowndes)			—20

REPORT FROM RULES

Mr. Leonard, Chairman of the Standing Committee on Rules, reported that said Committee, in session, had acted on the following Governor's Message and ordered same returned to the Senate with a favorable report, to-wit:

Mr. Melvin Boozer, Elba, Alabama, as a member of the Board of Appeals for the Department of Industrial Relations, for the term expiring March 28, 1963.

And Mr. Boozer was confirmed by the Senate as a member of the Board of Appeals for the Department of Industrial Relations.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Joint Resolutions with the original Senate Joint Resolutions, respectively, and finds same correctly enrolled, to-wit:

S. J. R. 90. Expressing appreciation to the citizens and 18th Senatorial delegation for the Barbecue of September 3rd.

Also:

S. J. R. 92. Providing for additional clerical assistance to help check the Journals and other records of the House and Senate.

A. C. SHELTON,
Chairman.

SIGNING OF SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolutions with the original Senate Bills and Senate Joint Resolutions, respectively, and finds same correctly enrolled, to-wit:

S. 387. To regulate further the purchasing practices of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Also:

S. 422. To regulate further the compensation and allowances of certain officers of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

Also:

S. 469. To provide expense allowance to judges of the circuit courts in all judicial circuits composed of four or more counties in addition to those expenses now allowed by law.

Also:

S. 470. Authorizing the utilization of convicts to work upon, clean and restore certain neglected cemeteries or graveyards in Wilcox County, and providing for the guarding, safe-keeping and maintenance of convicts when employed in such work.

Also:

S. 471. To create an inferior Court, to be known as the DeKalb County Inferior Court of DeKalb County, Alabama, with the power of

justice of the Peace; To prescribe the jurisdiction, authority, powers and duties of said Court and Officers thereof; To provide rules and procedures of said Court; To provide that the DeKalb County Commission shall provide quarters and supplies for said Court; and to provide for the execution of process and operation of said Court.

Also:

S. 478. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Also:

S. 472. To establish a DeKalb County Superior Court for DeKalb County; to define its jurisdiction and powers; To provide for its officers, their powers, duties and compensation; To provide that the said court shall be open at all times for the trial of cases and transaction of business; Prescribing rules and procedure of said Court; and to provide for the transfer of cases now pending in the DeKalb County Court to the DeKalb County Superior Court; To provide for the repeal of the DeKalb County Court, DeKalb County, Alabama, as created by Act No. 179 Local Acts, 1927 Legislature, pages 93 to 101 inclusive, as amended; To create a fine and forfeiture fund and to provide for payment of claims, to transfer funds from DeKalb County Fine and Forfeiture Fund to DeKalb County Superior Court Fine and Forfeiture Fund; To provide for a Solicitor for the DeKalb County Superior Court, his term of office and election, compensation and duties; To provide for payment of expenses of said Court out of the General Fund of DeKalb County, Alabama.

Also:

S. 480. To fix the supplemental salaries of Circuit Judges in Judicial Circuits in Alabama composed of one county where the population of such county exceeds 94,000 people and is less than 134,000 people according to the last preceding or any succeeding decennial United States census to be paid out of the county treasury of such counties.

Also:

S. 494. To repeal an act approved August 30, 1955, entitled "An Act Relating to counties having a population of not less than 56,500 nor more than 72,500: Providing for the reidentification of all registered voters; directing the board of registrars to purge the list of registered voters; and providing a penalty for willfully making a false statement in connection with reidentification" (Act No. 313, S. 315, 1955 Acts 711).

Also:

S. J. R. 93. Naming Senate Bill 174.

Also:

S. J. R. 96. Naming House Bill No. 150.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds

vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

RESOLUTION

Messrs. Shelton, Yarbrough (Autauga), Reeves, Roberts, Dyar, Leonard, Skidmore, Givhan, Davis (Lowndes), Davis (Pickens), Boutwell, Robison, Eddins, Van Antwerp, Newton, Little, Hall, Calvin, Smith, Grisham, Tate, Metcalf, Cooper, Jones, Allen, Bradford, Yarbrough (Randolph), Moses, Engelhardt and Cantrell offered the following Senate Resolution, to-wit:

S. R. 98. Resolved, That the members of this body, individually and collectively, do hereby express their sincere thanks to the Senator from Tallapoosa and the Senator from Houston for the elaborate breakfast provided by them for our refreshment and enjoyment on this trying day.

On motion of Mr. Reeves, the Rules were suspended and the Resolution, S. R. 98, adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses, on the Senate amendment to the bill, H. 390. Said report of said Conference Committee being in words and figures as follows:

REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL 390

We, the undersigned Conferees, appointed by the two Houses to reconcile the differences between the two Houses on House Bill 390, do hereby report as follows:

1. That the Senate recede from its amendment heretofore adopted and that the bill be passed as originally passed by the House.

RICHMOND M. FLOWERS
BEN REEVES
NEIL METCALF

Conferees on the part of
the Senate

BRYCE DAVIS
H. JAMES HALL
BOB STEMBRIDGE

Conferees on the part of
the House

And said bill:

H. 390. To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

as amended by the report of the Committee of Conference was again read at length and passed.

And said Report of the Committee of Conference is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE AND CONFERENCE REPORT

On motion of Mr. Flowers, the Senate concurred in and adopted the report of the Committee on Conference appointed to reconcile the differences between the two Houses on the Bill, H. B. 390, the title of which and said Conference report is set out in the foregoing Message from the House.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	James	Roberts
Allen	Dyar	Jones	Robison
Boutwell	Engelhardt	Lamberth	Shelton
Bradford	Flowers	Leonard	Skidmore
Calvin	Givhan	Moses	Tate
Cooper	Grisham	Newton	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Yarbrough (Randolph)
			—27

Nays:

—0

And said Bill, as thus amended by the Conference report, was again read at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Lowndes)	Hall	Roberts
Allen	Davis (Pickens)	James	Robison
Boutwell	Dyar	Jones	Shelton
Bradford	Engelhardt	Lamberth	Skidmore
Calvin	Flowers	Leonard	Tate
Cantrell	Givhan	Moses	Van Antwerp
Cooper	Grisham	Reeves	Yarbrough (Randolph)
			—27

Nays:

—0

BILLS ON THIRD READING RESUMED

The Bill:

H. 969. To alter or rearrange the boundary lines of the municipality of Bayou La Batre, so as to include within the corporate limits of the municipality territory not already included therein; to provide for assessing for ad valorem taxation the property added to the municipality when certain services are rendered to the property owners and persons residing therein or are made available to them; to describe the services to be rendered and to exempt from taxation property added to the municipality by the extension of its boundaries when such services are not available or rendered; and to require the County of Mobile to continue to maintain the streets and roads in such added territory until such time as the property in such territory is assessed for taxation by the municipality.

was taken up.

Mr. Van Antwerp offered the following amendment to the Bill, to-wit:

Amendment to H. B. 969:

Amend the bill, H. B. 969, by striking out the land description set out in Section 1 thereof, and substituting therefor the following land description:

"Beginning at the Northeast corner of the Northwest quarter of Section 26, Township 7 South, Range 3 West, run thence West along the line dividing Sections 23 and 26 and Sections 22 and 27 to the Northwest corner of the Northeast quarter of Section 27, Township 7 South, Range 3 West; thence South along the West line of the East half of said Section 27 to the Southwest corner of the Southeast quarter thereof, thence West along the North line of the Northeast quarter of the Northwest quarter of Section 34, Township 7 South, Range 3 West, to the Northwest corner of the Northeast quarter of the Northwest quarter of Section 34, Township 7 South, Range 3 West; thence South along the West line of the Northeast quarter of the Northwest quarter to the Southwest corner of the Northeast quarter of the Northwest quarter; thence West along the North line of the Southwest quarter of the Northwest quarter to the Northwest corner of the Southwest quarter of the Northwest quarter of Section 34, Township 7 South, Range 3 West; thence South along the West line of said Section 34 and the West line of Section 3, Township 8 South, Range 3 West, to the North margin of Portersville Bay; thence eastwardly along the North margin of said Portersville Bay to the mouth of Bayou La Batre; thence northeastwardly along the centerline of said bayou to the point where the centerline of Bayou La Batre intersects the South line of the North half of the South half of the Northeast quarter of Section 34, Township 7 South, Range 3 West; thence Eastwardly along the South line of the North half of the South half of the Northeast quarter of said Section 34 and the South line of the North half of the Southwest quarter of the Northwest quarter of Section 35, Township 7 South, Range 3 West, to the point where such line intersects the West line of the Southeast quarter of the Northwest quarter of said Section 35; thence South to the Southwest corner of the North half of the Northeast quarter of the Southwest quarter of said Section 35; thence East to the Southeast corner of the North half of the Northwest quarter of the Southeast quarter of said Section 35; thence North to the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 35; thence East along the South line of the Southeast quarter of the Northeast quarter of Section 35, Township 7 South, Range 3 West, and the South line of the Northwest quarter of Section 36, Township 7 South, Range 3 West, to the Southeast corner of the Northwest quarter of said Section 36; thence North to the Southeast corner of the Northeast quarter of the Northwest quarter of said Section 36; thence East to the Southeast corner of the Northwest quarter of the Northeast quarter of said Section 36; thence North to the Southeast corner of the Southwest quarter of the Southeast quarter of Section 25, Township 7 South, Range 3 West; thence East to the Southeast corner of said Section 25; thence North to the Northeast corner of the Southeast quarter of the Southeast quarter of said Section 25; thence West to the Southeast corner of the Northeast quarter of the Southwest quarter of said Section 25; thence North to the Northeast corner of the Southwest quarter of said Section 25; thence West to the Southeast corner of the Southwest quarter of the Northwest quarter of said Section 25; thence North to the Northeast corner of the Southwest quarter of the Southwest quarter of Section 24, Township 7 South, Range 3 West; thence West to the Southeast corner of the Northeast quarter of the Southeast quarter of Section 23, Township 7 South, Range 3 West; thence North to the Northeast corner of the Southeast quarter of the Southeast quarter of the Northeast quarter of said Section 23; thence West to the Northwest corner of the Southwest quarter of the Southeast quarter of the Northeast quarter of said Section 23; thence

South to the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 23; thence West to the Northwest corner of the Southeast quarter of said Section 23; thence South to the point of beginning, which is the Northeast corner of the Northwest quarter of Section 26, Township 7 South, Range 3 West.

"References to all Sections, Townships, and Ranges herein are made as if all such Sections, Townships, and Ranges were regularly located within the government survey."

Which was adopted.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Hall	Shelton	Vann
Bradford	James	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays: —0

And said Bill, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Roberts	Tate
Allen	Engelhardt	Robison	Van Antwerp
Boutwell	Hall	Shelton	Vann
Bradford	James	Skidmore	Yarbrough (Autauga)
Davis (Pickens)	Jones	Smith	Yarbrough (Randolph)
Dyar	Lamberth		—21

Nays: —0

The bill:

H. 1089. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

Was read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Allen	Engelhardt	Lamberth	Robison
Boutwell	Flowers	Leonard	Shelton
Calvin	Givhan	Metcalf	Skidmore
Cantrell	Grisham	Moses	Tate
Cooper	Hall	Newton	Van Antwerp
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)
Davis (Pickens)			—28

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

OAKLEY MELTON, JR.,
Clerk.

RESOLUTION

Mr. Givhan offered the following Senate Joint Resolution, to-wit:

S. J. R. 99. BE IT RESOLVED, by the Senate, the House of Representatives concurring, that House Bill No. 446, providing for control and eradication of the fire ant, which has passed both Houses of the Legislature be known and designated as the Lee (Barbour), Oden, Gilmer, Pruitt, Boyd, Mathison, Hall, Brannan, Goodwin, Thomas, Steagall, Hain, Ramey, Martin, Brown (Lamar), Dement, Stembridge, Nolen, Grisham, Calvin, Allen, Vann, Dyar, Roberts, Shelton, Leonard, Yarbrough (Randolph), Lamberth, Skidmore, Newton, Boutwell, Davis, Yarbrough (Autauga), Davis, Goodwin, James, Bradford, Eddins, Jones, Cooper, Metcalf, Little, Reeves, Engelhardt, Jr., Smith, Robison, Moses, Givhan, Cantrell, Hall, Van Antwerp, III, Tate, Flowers, bill.

On motion of Mr. Givhan, the Rules were suspended and the Resolution was adopted by the Senate.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Alabama Institute for the Deaf and Blind.

Respectfully submitted,

RALPH HAMMOND,
Executive Secretary.

September 13, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. James T. Slade, Eufaula, as a member of the Board of Trustees of the Alabama Institute for the Deaf and Blind, for the term expiring November 28, 1962.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Little, the Rules were suspended and the Senate confirmed the appointment of Mr. James T. Slade, Eufaula, as a member of the Board of Trustees of the Alabama Institute for the Deaf and Blind, for the term expiring November 28, 1962, which said appointment is set out in the foregoing Message from His Excellency, the Governor.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill:

S. 318. To further amend Act No. 288, approved July 7, 1945 (General Acts of Alabama, 1945, page 478) entitled "An Act To Provide Judicial Officers of the State; to designate them as Supernumerary Circuit Judges; to provide the conditions under which a Judge of the Circuit Court may become a Supernumerary Circuit Judge; to prescribe the qualifications, tenure of office, duties, powers, authority, compensation, and the method of removal from office of such Supernumerary Circuit Judges, and to appropriate funds for the payment of such compensation."

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

S. 173. To amend further Section 29 of Title 60, Code of Alabama (1940).

by a vote of the majority of the whole number elected to the House, said vote being: Yeas 71; Nays 2.

And said bill, as thus amended by the executive amendment, was again read at length and passed by a vote of a majority of the whole number elected to the House, said vote being: Yeas 74; Nays 0.

And said bill, together with the executive amendment, is herewith returned to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 392. To propose an amendment to the Constitution of Alabama relating to the abolition of Macon County.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Engelhardt, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 392, the title of which is set out in the foregoing Message from the House, to-wit:

Substitute for S. B. 392:

A BILL
TO BE ENTITLED
AN ACT

To propose an amendment to the Constitution of Alabama relative to Macon County.

Be It Enacted by the Legislature of Alabama:

Section 1. The following amendment of the Constitution is proposed, and shall become valid as a part of the Constitution when approved by a majority of the qualified electors voting thereon and upon proclamation by the Governor:

Proposed Amendment:

The Legislature may, with or without the notice prescribed by Section 106 of this Constitution, by a majority vote of each house, enact general or local laws altering or re-arranging the existing boundaries, or reducing the area of, or abolishing, Macon County, and transferring its territory, or any part thereof, and its jurisdiction and functions, to contiguous counties. Toward this end, there shall be a committee composed of the senators and representatives who now represent the counties of Bullock, Elmore, Lee, Macon, Montgomery, and Tallapoosa in the Legislature, to study and determine the feasibility of abolishing Macon County or reducing its area, and to formulate the legislation deemed necessary for such purpose. The committee shall select a chairman and a vice-chairman from among their number, shall meet on the call of the chairman, and shall report its findings, conclusions, and recommendations to the Legislative Council on or before the first Friday in October, 1958; and the Legislative Council shall submit such report and any legislation proposed by the committee to the Legislature at the 1959 regular session thereof. The committee shall be discharged upon the filing of its report with the Legislative Council. Committee members shall be entitled to receive an amount equal to their regular legislative per diem and allowances for each day they serve, not to exceed fifty days altogether. The committee may employ such engineering, technical, clerical, and stenographic personnel as may be necessary for the conduct of its work, and may fix their compensation. The compensation and expenses of the committee and its employees, and the other necessary expenses incurred by the committee, shall be paid from any money in the state treasury not otherwise appropriated, on requisitions certified by the committee chairman; provided, that the aggregate amount to be expended by the committee shall not exceed the sum of fifty thousand dollars."

Section 2. An election upon the proposed amendment is ordered to be held on the first Tuesday after the expiration of three months from final adjournment of the current session of the Legislature. The election shall be held in accordance with the provisions of Sections 284 and 285 of the Constitution of Alabama, as amended, and Chapter 1, Article 18, Title 17, of the Code of Alabama (1940).

Section 3. Notice of the election and of the proposed amendment shall be given by proclamation of the Governor, which proclamation shall be published once a week for four successive weeks next preceding the day appointed for the election in a newspaper in each county of the State. In every county in which no newspaper is published, a copy of the notice shall be posted at each courthouse and postoffice.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Eddins	Jones	Skidmore
Boutwell	Engelhardt	Lamberth	Smith
Bradford	Flowers	Leonard	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Reeves	Yarbrough (<i>Autauga</i>)
Davis (<i>Pickens</i>)	Hall	Roberts	Yarbrough (<i>Randolph</i>)
Dyar	James	Robison	—26

Nays: —0

And said bill, as thus amended, was again read at length as required by the Constitution and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Little	Smith
Bradford	Givhan	Metcalf	Tate
Cantrell	Grisham	Moses	Van Antwerp
Davis (<i>Lowndes</i>)	Hall	Newton	Yarbrough (<i>Autauga</i>)
Davis (<i>Pickens</i>)	James	Reeves	Yarbrough (<i>Randolph</i>)
Dyar	Jones	Roberts	—30

Nays: —0

RESOLUTION

The Standing Committee on Rules offered the following Senate Resolution, to-wit:

S. R. 100. Resolved by the Senate that under Rule 19 debate on Eddins amendment No. 1 shall cease at 7:15 P.M. and a vote be taken on the adoption of same.

Which was lost, for failure to receive the required two-thirds majority.

Yeas 18; Nays 17.

Yeas:

Messrs.:	Cooper	James	Roberts
Allen	Dyar	Lamberth	Robison
Boutwell	Flowers	Leonard	Shelton
Bradford	Goodwin	Newton	Smith
Calvin	Grisham	Reeves	—18

Nays:

Messrs.:	Engelhardt	Metcalf	Van Antwerp
Cantrell	Givhan	Moses	Vann
Davis (<i>Lowndes</i>)	Hall	Skidmore	Yarbrough (<i>Autauga</i>)
Davis (<i>Pickens</i>)	Jones	Tate	Yarbrough (<i>Randolph</i>)
Eddins	Little		—17

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 526. Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning, constituting the city council, commission, or other like legislative body of any such city a City Planning and Zoning Commission, prescribing the powers and duties of such a commission, and repealing conflicting laws.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Robison, the Senate concurred in and adopted the House amendment to the Bill, S. B. 526, the title of which is set out in the foregoing Message from the House, which said amendment is as follows:

Substitute for Senate Bill 526:

A BILL TO BE ENTITLED AN ACT

Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning; creating a planning commission for each such city; prescribing the powers and duties of such a commission; and providing for and regulating appeals from orders, decisions, and actions of the council, commission or like legislative body of each such city made or taken in connection with the recommendations of the planning commission.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply to all incorporated cities having a population of not less than 75,000 nor more than 125,000 according to the last or any subsequent federal decennial census.

Section 2. The city council, commission, or like legislative body of each city to which this Act applies shall appoint a city planning commission consisting of seven qualified electors of the city, which commission shall be in lieu of the city planning commission contemplated in Article 3 of Chapter 16, Title 37, Code of Alabama (1940), as amended. The planning commission provided for by this Act shall have all the powers, duties, and responsibilities of city planning and zoning commissions as provided in Chapter 16, Title 37, Code of Alabama (1940), as amended; and, except as otherwise provided in this Act, the provisions of Chapter 16, Title 37, Code of Alabama (1940), as amended, shall apply fully to the city planning commission provided for herein. The members of the city planning commission provided for by this Act shall serve at the pleasure of the council, commission, or like legislative body of the city.

Section 3. The planning commission shall elect a chairman from among its own number, and shall create and fill such other of its offices as it may determine. The commission shall hold at least one regular meeting in each month. It shall adopt rules for the transaction of its business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

Section 4. The city planning commission provided for by this Act shall appoint an executive secretary who shall be required to give bond in the penal sum of ten thousand dollars (\$10,000) for the faithful per-

formance of his duties, and the premium on the bond shall be paid by the city. All recommendations made by the secretary to the planning commission must be made in writing, and shall constitute public records. The secretary shall keep the record of all proceedings of the commission and shall have custody of the same. Such records shall be open to public inspection at all reasonable times. The commission may also appoint such other employees as it may deem necessary for its work, and the appointment, promotion, demotion, and removal of the secretary and all other employees of the commission shall be subject to the same provisions of law as govern other corresponding civil employees of the municipality. The commission may also contract with city planners, engineers, architects, and other consultants for such services as it may require. The expenditures of the commission, exclusive of gifts, shall be within the amount appropriated for the purpose by the city council, commission, or like legislative body of the city; and all contracts entered into by the commission under this section shall be in writing and be matters of public record.

Section 5. Before taking any action on any matter coming before the planning commission, the commission shall hold at least one public hearing thereon, notice of the time and place of which shall be given as provided for by Chapter 16, Title 37, (1940), Code of Alabama, as amended. The members of the city council, commission, or like legislative body of the city may attend such hearings, but shall have no vote in the proceedings of the planning commission, and shall not be present at the time the planning commission votes to make its recommendations to the legislative body. All questions shall be determined by a majority vote of the members of the planning commission, and such votes shall be taken in executive session. After the planning commission acts and makes recommendations to the council, commission, or like legislative body of the city, such legislative body must either accept or reject such recommendations within thirty days, or one calendar month, from the date on which the recommendations are submitted to the legislative body. The council, commission, or like legislative body of the city shall hold such public hearings on such recommendations as in its discretion seem necessary; but the vote of such legislative body on the question of accepting or rejecting any such recommendations shall be made in public and shall constitute a matter of public record.

Section 6. Any petitioner for a zoning or a re-zoning of his property or with respect to a subdivision, who is aggrieved by any decision, order, or action taken or made in connection with any such petition, may appeal within fifteen days from the date of such decision, order, or action to the circuit court of the county in which the city is located, by filing with the city clerk a written notice of appeal, specifying the order, decision, or action from which the appeal is taken. In case of appeal, the legislative body of the city shall cause a transcript of the proceedings in the case to be certified to the circuit court, and the cause in such court shall be tried de novo. The appellant shall have the right to a trial by jury in the circuit court upon his demand therefor. Any person, firm, or corporation who is the lessee of, or the holder of the legal or equitable title to any property contiguous to or within one thousand feet (the width of streets shall not be included in determining said one thousand feet) of any property involved in any order, decision, or action shall be deemed to have such interest in the order or decision as to permit him to appeal the same as provided in this section. Provided however, any person may appear before the planning commission or legislative body and protest, testify and make recommendations to said bodies. An appeal under this section shall stay all proceedings in furtherance of the action appealed from unless the legislative body of the city certifies, after the notice of the appeal is filed, that by reason of facts stated in the certificate a stay would, in its

opinion, cause imminent peril to life or property. In the event that an appeal is taken under this section, the petitioner may thereafter re-apply with the planning commission or the legislative body of the city for the same re-zoning of his property or subdividing of his land, but shall have no right of appeal in connection with such re-application for a period of one year from the final determination of the matter by the courts; but nothing herein contained shall be construed to prevent the petitioner from re-applying for the same type of zoning or subdivision in the event no appeal is taken from the previous order, decision, or action of the legislative body.

Section 7. All phases or parts of a general comprehensive city plan for any city affected by this Act which has been formally adopted by said city prior to the enactment of this Act are hereby confirmed and continued.

Section 8. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 9. All laws or parts of laws which conflict with this Act are repealed.

Section 10. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Goodwin	Leonard	Reeves
Cantrell	Grisham	Little	Roberts
Cooper	Hall	Metcalf	Robison
Davis (Lowndes)	James	Moses	Smith
Davis (Pickens)	Jones	Newton	Tate
Dyar	Lamberth		

—21

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1074. To authorize and create an additional Judge of the Fifth Judicial Circuit of Alabama and to provide for his election, jurisdiction, powers, authority and qualifications, to render him liable to all the pains and penalties of the other Circuit Judges of the State and to provide for the salary of said Judge and specifying the residence requirements of the Circuit Judges of said Circuit.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1146. To provide for the relief of General Garner of Walker County; and to make an appropriation from the county treasury.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 1131. To alter, rearrange and extend the boundary line of the corporate limits of the Town of Southside in Etowah County, Alabama.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 217. To further amend Section 402(17), Title 37, of the Code of Alabama 1940, which was last amended by Act No. 116, of the General Acts of Alabama 1956, relating to the board of directors of municipal corporations for the purpose of owning, operating and financing water, sewer, gas and electric systems.

Also:

S. 476. To provide that in any case where general obligation bonds of a county or a municipality have heretofore been or may hereafter be authorized at an election held pursuant to the provisions of Subdivision 1 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940, as amended, and are issued and sold in series rather than as an entirety, it shall not be necessary for each series of such bonds to mature or be payable in the manner required by the applicable provisions of Section 255 of Title 37 of the Code of Alabama of 1940, as amended, so long as all such bonds so authorized taken together mature or are payable in the manner provided by the applicable provisions of said Section 255.

Also:

S. 510. Relating to civil remedies and procedure; providing that in any civil action proof that an alleged act of a party or parties was committed by or through an agent, servant or employee of such party or parties shall be sufficient proof of the allegation, but giving such party or parties the right to plead the statute of limitations applicable to the case made by the evidence offered.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 969. To alter or rearrange the boundary lines of the municipality of Bayou La Batre, so as to include within the corporate limits of the municipality territory not already included therein; to provide for assessing for ad valorem taxation the property added to the municipality when certain services are rendered to the property owners and persons residing therein or are made available to them; to describe the services to be rendered and to exempt from taxation property added to the municipality

by the extension of its boundaries when such services are not available or rendered; and to require the County of Mobile to continue to maintain the streets and roads in such added territory until such time as the property in such territory is assessed for taxation by the municipality.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

By Mr. Roberts:

S. J. R. 97. RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the following highway route through Alabama be designated and known as the "Herman Nelson Highway": Ala. 53 from its intersection with U. S. 31 near Ardmore to Ala. 20 at Huntsville to the junction of U. S. 431; thence south along U. S. 431 via Guntersville, Albertville, and Boaz to the intersection of said highway with U. S. 11 in Attalla and Gadsden; thence East from Gadsden on U. S. 278 via Piedmont to the Georgia State line.

RESOLVED FURTHER, That the State Highway Department is authorized and directed to cause to be erected and maintained at all times along the highway route herein described, at intervals of not more than five miles apart in each direction, appropriate signs and markers designating the name of such route as herein provided.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 99. Relative to naming House Bill 446.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Nice:

H. J. R. 131. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ALABAMA LEGISLATURE, THE SENATE CONCURRING, that this body acknowledges with grateful appreciation the numerous and valuable services rendered by the inimitable Miss Mittie Miller, who is now and has for many years loyally, faithfully and indefatigably served the Legislature and all its members.

BE IT FURTHER RESOLVED that "Mittie," as she is affectionately known to all, is hereby commended and heartily thanked not only for

the diligence with which she always performs her duties but her readiness at all times to go beyond the call of duty to accommodate or render a favor to the members of the body.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lamberth, the Rules were suspended and the Resolution, H. J. R. 131, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills:

S. 491. To apply in all counties having a population of not less than 46,000 nor more than 49,000, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue, or like governing body of such counties to appropriate the public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

S. 495. TO EXTEND, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Also:

S. 496. Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

Also:

S. 497. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners; prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure

for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Also:

S. 500. For the relief of George Dean and Mrs. Ed Pettus, doing business as Pettus Bonding Co., of Montgomery, Alabama.

Also:

S. 504. Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

Also:

S. 513. Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Also:

S. 516. For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

Also:

S. 525. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

Also:

S. 528. To authorize all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to authorize such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

Also:

S. 534. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving,

maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Also:

S. 536. Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

Also:

S. 537. Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

Also:

S. 538. Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

Also:

S. 539. Relating to Geneva County: to authorize and direct the county governing body of such county to reimburse the sheriff of such county for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

Also:

S. 540. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Also:

S. 541. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Also:

S. 543. To fix the compensation of the coroner in all counties having a population of not less than 140,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Also:

S. 544. To amend Section 1 of the act approved August 18, 1955, entitled "An Act To create in every county having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent decennial federal census, the position of Coroner's Pathologist; to fix the qualifications therefor; to provide the method of his appointment and to fix his compensation and the manner in which it shall be paid," (Act No. 256, S. 292, 1955 Acts, Vol. I, p. 600).

Also:

S. 545. To amend further Section 1 of the act approved July 6, 1943 entitled "An Act To provide an Assistant for County Coroner in all counties having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census," (Act No. 563, S. 427, 1943 General Acts 561).

Also:

S. 547. To alter or re-arrange the boundary lines of the town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Also:

S. 548. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal

decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Also:

S. 172. To amend Sections 5, 12, 14, 15 and 21 of an Act entitled "An Act to establish in all cities in the State of Alabama, which now have a population of as many as 35,000 and less than 75,000 according to the last Federal Census, or which shall have such population according to any such census that may hereafter be taken, a Policemen and Firemen's Retirement Fund, and to provide for such fund, its sources, management, and administration; to provide for a Board of Trustees and a Secretary-Treasurer thereof for such Fund and to provide for their duties, powers, and authority; to provide for the retirement and for reinstatement of active or retired members of such departments and payment of benefits provided for hereunder and payment of benefits to widows, orphans, and widowed mothers of such members; to prescribe duties of the city attorney; to provide for payment of expenses by said Board of Trustees; and to provide for appeals from rulings of the Board of Trustees." approved July 9, 1943, as amended by an Act entitled "An Act to amend Sections 5, 12, 15, 17 and 18 of an Act of the Legislature entitled 'An act to establish in all cities in the State of Alabama, which now have a population of as many as 35,000 and less than 75,000, according to the last Federal Census, or which shall have such population according to any such census that may hereafter be taken, a Policemen and Firemen's Retirement Fund, and to provide for such fund, its sources, management, and administration; to provide for a Board of Trustees and a Secretary-Treasurer thereof for such Fund and to provide for their duties, powers, and authority; to provide for the retirement and for reinstatement of active or retired members of such departments and payment of benefits provided for hereunder and payment of benefits to widows, orphans, and widowed mothers of such members; to prescribe duties of the city attorney; to provide for payment of expenses by said Board of Trustees; and to provide for payment of expenses by said Board of Trustees; and to provide for appeals from rulings of the Board of Trustees', approved July 9, 1943, Act No. 379, General Acts, 1943, p. 349," approved June 28, 1945.

Also:

S. 173. To repeal an Act of the Legislature entitled "An Act relating to Cities having a population of as many as 35,000 and less than 75,000 inhabitants; amending further the Act approved July 9, 1953, which created and established a retirement system for Policemen and Firemen of such cities (Act No. 379, H. 786, General Acts 1943, page 349", approved August 22, 1951 (1951 Acts, page 909.)

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama
Gentlemen:

I herewith transmit to you a message from the Governor, relative to Senate Bill 387.

Respectfully submitted,
RALPH HAMMOND,
Executive Secretary.

September 13, 1957

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which this bill originated, Senate Bill 387 with a suggested executive amendment as follows:

Amend Senate Bill 387 by striking out Section 1 thereof, in its entirety, and substituting therefor the following:

"Section 1. Notwithstanding any competitive bidding requirements imposed by law upon the court of county commissioners, boards of revenue or like governing body of any county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census, in regard to the making of purchases for the county, the court of county commissioners, board of revenue or like governing body of the county shall not be required to post any notice or publish any advertisement in connection with any proposed purchase of repair parts and equipment for rolling stock where there is only one supplier of the commodity to be purchased, and where such purchase is made in an emergency situation, as determined by a majority of the members of the county governing body."

The above amendment is made at the request of the author of said bill.

Respectfully,

JAMES E. FOLSOM,
Governor.

GOVERNOR'S MESSAGE

On motion of Mr. Roberts, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to the Bill:

S. 387. To regulate further the purchasing practices of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

which said amendment is set out in the foregoing Message from the Governor.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Robison
Allen	Engelhardt	Moses	Van Antwerp
Boutwell	Flowers	Newton	Vann
Bradford	Lamberth	Reeves	Yarbrough (Autauga)
Calvin	Leonard	Roberts	Yarbrough (Randolph)
Cantrell	Little		—21

Nays:

—0

which was a majority of the whole number elected to the Senate.

And said Bill, as thus amended by the executive amendment, was again read at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Eddins	Metcalf	Robison
Allen	Engelhardt	Moses	Van Antwerp
Boutwell	Flowers	Newton	Vann
Bradford	Lamberth	Reeves	Yarbrough (<i>Autauga</i>)
Calvin	Leonard	Roberts	Yarbrough (<i>Randolph</i>)
Cantrell	Little		—21

Nays:

—0

which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

By Messrs. Kendall, Stokes, Kaul, Oakley, Thomas, McKay, Pruitt, Branyon, Dawkins, Goodwyn, Killough, Boyd, Summerlin, Nettles, Davis, Edwards (Escambia), Hare, Bassett, McNider, Stenbridge, Hodges, Edwards (Jefferson) and Lackey.

H. J. R. 132. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, THAT

WHEREAS, the ultimate responsibility for the preservation of peace and order and the public safety necessarily rests upon the government of the states, and

WHEREAS, the conflict between the Federal Court and the Attorney General of the United States on the one hand and the Governor and other agencies of the State of Arkansas on the other with respect to the operation of public schools of the State of Arkansas sharply presents to the people of the United States fundamental questions of public policy vitally affecting the welfare of every state and citizen, and

WHEREAS, recent incidents and events in other Southern and Northern states are forcible reminders of the great difficulties and complex problems inherent in the task of maintaining peace and tolerance between different racial groups, and

WHEREAS, interference, through actions in federal courts, with the honest and informed judgment of state and local authorities and courts in the exercise of their basic duty to maintain social order and make inter-racial good will possible is certain to have widespread, tragic and irreparable consequences, and

WHEREAS, any attempt on the part of the President or the Attorney General of the United States to inject the federal government through the United States courts or otherwise into the administration of the public schools or into any other essentially local concern of the states, will inevitably create tension and resentment, make inter-racial good will impossible, and invite violent reactions which the federal government cannot adequately anticipate, allay or control,

NOW, THEREFORE, BE IT RESOLVED, That it is declared to be the urgent sense and recommendation of the Legislature of Alabama; That

1. It is the primary and complete duty and responsibility of the Governor of Alabama and all other departments of this State to exercise all authority entrusted to them to promote and assure peace, order and tranquility among the citizens of the State, and to prevent the damage

and destruction of life and property, and the endless public tension incident to the hostility and disorder which compulsory integration of schools has unleashed.

2. The maintenance of the public safety and of domestic peace and order within this State is not a proper function or responsibility of the Attorney General of the United States, the United States District Courts in Alabama, or any other officers or agencies of the federal government, and all agencies of the federal government are hereby earnestly advised and urgently requested to give full and continuing recognition to the ultimate responsibility of the Governor and the authorities of this state to maintain order in all matters of local concern, including particularly the operation of public schools and colleges.

3. The final authority and responsibility for making the controlling determinations of fact and the final decisions as to the time when and the extent to which police, military or other action by the state is reasonably necessary to assure public peace and order is rested solely in the state authorities, and it is not a proper function of the United States courts or any other agency of the federal government to review any such determinations and decisions arrived at in good faith or to question their good faith without cause.

4. Social and economic disturbance and loss and damage to life and property of incalculable proportions will be unavoidable if officers and agencies of the United States interfere with, prevent, or overrule the proper exercise by state authorities of their primary responsibility for the preservation of order and domestic tranquility.

5. All State and local authorities are urged, in the exercise of their respective jurisdiction and authority, to see that prompt and orderly procedure authorized by law, based on adequate hearing or consideration and findings is followed for initial and appellate consideration of any proposal or procedure likely to affect the public safety and order, so as to make plain that the individual and public consequences of any disorder resulting from any interference by federal agencies with the exercise of the State's authority will be solely and directly referable to the Federal officials responsible for the obstruction.

6. The Clerk of the House is directed to have copies of this resolution delivered to the President and the Attorney General of the United States, and to the governors and attorneys general of all of the other states, as the most solemn and urgent announcement and affirmation of the critical importance of the prompt and continuing recognition of the facts and basic principles herein stated.

And sends same herewith to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Boutwell, the Rules were suspended and the Resolution, H. J. R. 132, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 351. To amend further Section 37 of Title 52 of the Code of Alabama (1940) which relates to the authority of board and trustees of institutions to borrow from federal agencies or others.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Yarbrough (Randolph), the Senate concurred in and adopted the following House amendment to the Bill, S. B. 351, the title of which is set out in the foregoing Message from the House, to-wit:

Education Committee Amendment
To Senate Bill 351:

Senate Bill 351 is hereby amended making the second sentence therein to read as follows:

"The state board of education and the trustees of the state institution in question are authorized to issue bonds, warrants or other evidences of debt, for the repayment of the amount borrowed under this section, with interest at a rate not to exceed five percent per annum payable semi-annually, and to pledge therefor the fees from students to be levied by the institution and other moneys not appropriated by the state to the institution."

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	James	Shelton
Allen	Eddins	Jones	Skidmore
Boutwell	Engelhardt	Lamberth	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Goodwin	Newton	Vann
Cooper	Grisham	Roberts	Yarbrough (Aulaga)
Davis (Lowndes)	Hall	Robison	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, and House Joint Resolutions, your signature thereto is requested.

H. 108. To authorize any county in the State of Alabama now owning a water works plant and distribution system or portion thereof to transfer or convey such plant and system or portion thereof to any municipal corporation situated in such county; to provide that such transfer or conveyance may be made without the necessity of an election by the qualified voters of such county, with or without any pecuniary consideration and on such terms and conditions as the governing body of such county may determine; to provide for the authorization of any such transfer or conveyance by resolution of the governing body of such county; and to provide that any such transfer or conveyance may be made without the necessity of approval by the Alabama Public Service Commission or similar regulatory body.

Also:

H. 280. To amend further Section 648 of Title 51, Code of Alabama (1940), which relates to the excise tax collected and paid on gasoline.

Also:

H. 339. To designate certain parts of the state highway system as "The Heart of Dixie Highway."

Also:

H. 446. To provide for the control and eradication of a destructive insect pest known as the fire ant; and making annual appropriations for that purpose.

Also:

H. 497. To amend Act No. 193, approved July 16, 1953, (General Acts of 1953, Page 247) entitled: "An Act Relating to insurance: to adopt uniform individual accident and sickness policy provisions, and to repeal all laws in conflict herewith."

Also:

H. 502. Providing that every person, firm, or corporation who sells or furnishes any roadbuilding tractor, scraper, machinery or like roadbuilding equipment of any kind, or part thereof, or repairs thereto, the purchase price of which exceeds Twenty-Five Dollars (\$25.00), shall have a lien for the full price thereof on the vehicle; providing for the recording of such lien and for the enforcement thereof.

Also:

H. 657. To authorize and make provision for the incorporation in any City of the State of Alabama having a population of 300,000 or more according to the last or any subsequent federal census of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as manufacturing plants, industrial plants, retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with the power of eminent domain; to provide that any City for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey, or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants, or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing

evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal funds in bonds of the authority; to provide that said bond shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable; to protect certain civil service and pension rights of employees of municipal airports taken over by such authority; to provide for competitive bidding on construction contracts in excess of ten thousand dollars; to provide for a date upon which this act shall become effective.

Also:

H. 690. To provide a retirement benefit to any state employee who had attained age 60 on or before October 1, 1945, who declined membership in the Alabama Employees' Retirement System in the manner prescribed in Section 3 of Act 515 approved July 9, 1945, and who retires with a minimum of fifteen years of service as a state employee; and to provide a supplement to the retirement benefits of certain state employees who are now or will be retired by the Board of Control of the Employees' Retirement System under the provisions of Act 515, approved July 9, 1945; to set forth the requirements under which said retirement and supplemental benefits shall be granted; and to provide for the management of the fund from which said assistance payments shall be made; and to repeal Act 40 approved June 3, 1953 relating to certain benefits to retired state employees, and to provide the appropriation necessary to carry out the provisions of this Act.

Also:

H. 727. To amend Section 12 of Title 48, Code of Alabama (1940), which fixes the compensation of the president and associate members of the Alabama Public Service Commission.

Also:

H. 781. To amend further Section 10 of Title 37, Code of Alabama 1940, which relates to the incorporation of cities and towns.

Also:

H. 821. To provide for the payment of pensions and other benefits to certain employees of counties having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census, when their compensation is paid from funds derived from more than one unit of government.

Also:

H. 871. To regulate the qualifications, applications, examinations and licensing of all persons who shall be hereafter licensed to act as agent for or to solicit business for any life or health and accident insurance carriers in Alabama who shall engage in the business of selling, soliciting, issuing, delivering, effecting or collecting premiums on policies or contracts of life insurance or contracts of health and accident

insurance or both; to define terms, to provide penalties for violations of the provisions hereof; to prohibit the representing of unauthorized insurers; to provide for liability of insurance agents when representing unauthorized insurers; to prohibit the doing of business by unlicensed agents; to prohibit the doing of business with unauthorized agents; to provide for the revocation of licenses; to provide that certain information, documents, records or statements disclosed or made to the Superintendent of Insurance shall be deemed a privileged communication and shall not be used as evidence in any court action or proceeding; to provide for the refusal, suspension, or revocation of license and to provide for a hearing thereof; to provide an appeal from certain actions of the Superintendent; to provide for the making of certain rules and regulations by the Superintendent; to provide for the making of certain investigations by the Superintendent; to provide penalties for the violation of this Act; to provide for the severability of this Act; to repeal conflicting laws, and to provide an effective date for this Act.

Also:

H. 978. To provide that the Attorney General shall defend all actions, suits, or proceedings brought against the State, or any subdivision thereof, and, upon request, shall represent any school board or board of education, or any board of registrars, and any member, officer, or employee thereof, and any school official or employee, in any action or proceeding, involving any act or omission pertaining to the admission or the refusal to admit any person to a school in this State, and shall also, upon request, furnish legal advice and assistance to such boards, or to the members, officers, or employees thereof, or to school officials or employees, upon any matter relating to the commingling of the races in a school in this State; and to make an appropriation for such purposes.

Also:

H. 981. To provide for the disposition of certain real property in Baldwin County, Alabama, which is a part of the Dixie Graves Parkway and which runs from Gulf Shores, Alabama, to Fort Morgan; to provide for and regulate the manner, method and conditions under which said real property may be disposed of by the State, and to provide for use and control of the remainder of said parkway; to provide a fund for the deposit of revenue derived from the disposition of said real property and to provide for expenditures from said fund.

Also:

H. 1088. To amend Section 4 of Act No. 85 adopted at the 1956 Special Session of the Legislature of Alabama so as to increase the maximum **rate of interest which may be borne by bonds that may be issued under the provisions of said act and the amendment to the constitution that was proposed by Act No. 37 adopted at the First Special Session of the Legislature of 1956, and so as to specify certain details pertaining to said bonds and the sale thereof.**

Also:

H. 1092. Relating to Walker County: To authorize the court of county commissioners, board of revenue or like governing body of the county to levy and impose additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such levy is approved at an election called for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue; to provide for the distribution and use of the proceeds thereof; to provide for the enforcement of the Act; and to provide penalties for violations of the Act.

Also:

H. J. R. 127. Relative to relieving the Secretary of the Senate, Clerk of the House, Secretary of State and doorkeepers of any responsibility for the Codes, Supplements, Acts, Journals or any other books furnished to the members of the Legislature and also approving all payrolls submitted and paid for this legislative session.

Also:

H. 1123. Relating to Conecuh County, Alabama; authorizing the court of county commissioners, board of directors or like governing body of the county to levy a license tax on persons and others engaging in selling tangible personal property at retail and on persons and others conducting places of amusement in said county, the said tax to be measured by the gross receipts or gross proceeds of such businesses, and an excise tax on the storage, use or other consumption in said county of tangible personal property purchased for use, storage or other consumption in said county, when such a levy is approved at an election held for such purpose; ordering and providing for the holding of such election; specifying sales and transactions that are exempt from the measurement of the said license tax; specifying property the use, storage or other consumption of which is exempt from the said excise tax; providing for payment of said taxes, making reports and maintaining records with respect thereto, the collection of the said taxes, and the enforcement of the provisions of this act; making applicable to the taxes herein authorized, and adopting by reference certain provisions of Articles 10 and 11 of Chapter 20 of Title 51 of the Code of Alabama, as amended; providing the Commissioner of Revenue and the State Department of Revenue shall have all powers and duties respecting the taxes herein authorized and the collection thereof that they have under said Articles 10 and 11, as amended; providing for collection of said excise tax by sellers registered under Section 790 of Title 51 of the Code of Alabama of 1940, as amended; providing that the said license tax shall be added to the sales price or admission fee and passed on to the purchaser or person paying the said admission fee; providing for a discount to persons subject to the said license tax and to such registered sellers; providing for a charge by the State Department of Revenue for collecting the taxes herein authorized; and providing for the use of the revenues from said taxes.

Also:

H. J. R. 123. Relative to expressing gratification in the choice of Dr. Frank A. Rose as president of the University of Alabama.

Also:

H. 889. To amend Section 12, Title 12, Code of Alabama 1940, as amended by Act No. 344, General Acts 1945, page 560.

Also:

H. 1055. To apply in all counties of the State having a population of not less than 200,000 nor more than 400,000, according to the last or any subsequent Federal decennial census; providing for the appointment of bailiffs for the Circuit Courts in such counties, prescribing their duties, and regulating their compensation.

Also:

H. 1059. To authorize the court of county commissioners, board of revenue or like governing body of Winston County to levy additional privilege license and excise taxes paralleling the state sales and use taxes as prescribed in Articles 10 and 11, Chapter 20, Title 51, Code of Alabama (1940), as amended, when such a levy is approved at an election called

for such purpose; to provide for the ordering and holding of such election; to provide for the collection of such taxes by the State Department of Revenue, and for the distribution and use of the proceeds thereof; and to provide for the enforcement of the Act.

Also:

H. 1083. Relating to Tallapoosa County; authorizing the coroner to appoint a deputy, and providing for the compensation of such deputy.

Also:

H. 1084. To provide for and regulate the selecting and empaneling of juries and alternate jurors in the circuit court of Tallapoosa County.

Also:

H. 1121. To amend further Act No. 370, S. 439, approved August 21, 1953 (Acts of Alabama, 1953, Vol. I, p. 439), which relates to the powers of the governing bodies of municipalities in any county having a population of more than 225,000 and less than 500,000 inhabitants, according to the last or any future federal census, with respect to the appointment, suspension and discharge of the chief of police of such municipalities.

Also:

H. 1128. To vacate that portion of Haynes Street in the City of Centre, Alabama, extending from Second Avenue in the City of Centre, Alabama, to the South boundary line of the Northeast Quarter of the Southwest Quarter of Section 22, in Township 10 South, Range 9 East.

Also:

H. 1129. To authorize the board of revenue, court of county commissioners, or other like governing body of any county having a population of not less than 40,500 nor more than 45,000 inhabitants, according to the last or any subsequent federal decennial census, to appoint a curator for any official historical site located on certain public lands situated in any such county; and to provide for the duties, term, and compensation of such curator.

Also:

H. 1132. To alter or re-arrange the boundary lines of the Town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Also:

H. 1133. To alter and re-arrange the boundary lines of the City of Brewton, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory in Escambia County, Alabama contiguous to said city.

Also:

H. 1134. Regulating the compensation of the members of the county board of education in counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1135. Relating to counties having a population of not less than 53,000 nor more than 56,000 inhabitants, according to the last or any sub-

sequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in any such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county; prescribing penalties for violations of the Act.

Also:

H. 1137. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Also:

H. 1138. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Montgomery County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

Also:

H. 1139. To empower the board of revenue, court of county commissioners, or other like governing body of counties having a population of not less than 18,000 nor more than 18,100 inhabitants, according to the last or any subsequent federal decennial census, to authorize the offices of officials in the courthouse to be closed all day on Saturday each week.

Also:

H. 1144. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating buildings, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to

provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within which actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Also:

H. 1145. To provide for the payment of an expense allowance to members of the board of revenue, court of county commissioners, or other like governing body, other than the chairman or president thereof, of any county in the State having a population of not less than 94,000 nor more than 134,000 inhabitants, according to the last or any subsequent federal decennial census.

Also:

H. 1148. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

Also:

H. 1149. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Also:

H. 1150. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Myrtlewood, Marengo County, Alabama.

Also:

H. 1152. To apply in and only in each county in this state having a population of 500,000 or more, according to the 1950 or any succeeding decennial Federal census: to regulate junk dealers and scrap metal processors in such counties; to provide for inspection prior to purchase or sale, melting, altering or defacing of certain scrap; to make the purchase or sale, melting, altering or defacing of other scrap lawful; to require a record of each purchase of scrap; to require a daily report of purchases from retail sources to the chief law enforcement officer of such county; to permit furnaces or melting pots in certain instances; to authorize the chief law enforcement officer of any municipality in such county to prohibit the sale or disposition of certain scrap; to give the right of inspection of scrap on the scrap yard or premises of any junk dealer or scrap metal processor; to prohibit purchases of scrap from minors under eighteen years of age; to prescribe the penalties for violation of this act; and to make Alabama Code of 1940, Title 14, Chapter 52, sections 327 to 330, and present municipal ordinances inapplicable to junk dealers and scrap metal processors in the counties to which this act applies.

Also:

H. 1153. To amend Act No. 417, H. 803, approved August 27, 1953 (Acts of Alabama, 1953, p. 518), entitled, "An Act To authorize the governing body of any County in the State having a population of 400,000 or more according to the last or any subsequent Federal census, to regulate and make rules regarding the parking of automobiles and other motor vehicles on the grounds of the Court House or the grounds of any branch of the Court House, and to provide for the enforcement of such rules and regulations by the sheriff, the removal of any auto or other motor vehicle left in violation of such rules and regulations at the expense of the owner and the person leaving the auto or other motor vehicle at such location, to provide for notice of such removal, and to make violations of such rules and regulations a misdemeanor."

Also:

H. 701. Proposing an amendment to the Constitution relating to Marion County.

Also:

H. J. R. 128. Relative to naming House Bill 895.

Also:

H. 8. To provide a Revolving Fund for the Department of Finance, Division of Service Mail and Supply Room; and to make an appropriation thereto.

Also:

H. 38. To amend Section 15 of Act No. 1, H. 46, approved May 22, 1945 (General Acts of Alabama, 1945, p. 1) entitled "An Act to conserve natural resources of the State of Alabama and to prevent the waste thereof by providing for the regulation, control, and supervision of the drilling for and the production and use of oil and gas in the State of Alabama and to provide funds therefor by the levy of a charge of twenty-five dollars upon each well drilled in search of oil and gas in Alabama and a tax equal in amount to two per cent of the gross value, at the point of production, of oil and gas produced in Alabama," which relates to the method of appeals from the State Oil and Gas Board.

Also:

H. 203. Proposing an amendment to the Constitution of Alabama, to authorize the use of a portion of the proceeds derived from the

levy of certain special county taxes for the purpose of providing hospital care and treatment for certain indigent residents of the county.

Also:

H. 708. To propose an amendment to the Constitution of Alabama that the Court of Appeals be constituted as the Court of Criminal Appeals with final, exclusive, and irrevocable supreme appellate jurisdiction coextensive with the limits of the State in all criminal and quasi-criminal cases of whatsoever grade; and with power to issue such original, remedial, and extraordinary writs as may be necessary to give it a general superintendency and control of inferior jurisdictions; that the judges of the Court of Appeals holding office at the time said amendment shall become effective, or who shall be elected to a future term on the Court of Appeals, shall constitute the judges of said court for the remainder of the terms for which they were chosen as judges of the Court of Appeals; and that appeals from death sentences shall be heard by said court augmented by four justices of the Supreme Court selected in rotation by the Chief Justice.

Also:

H. 751. To fix the salary of the State Highway Director.

Also:

H. J. R. 129. Relative to the appointment of a joint legislative committee to make a study of public health problems in the State.

Also:

H. 709. To provide for the Court of Criminal Appeals of Alabama.

Also:

H. 1060. Relating to the Town of Double Springs in Winston County, Alabama; altering and extending the corporate limits of the municipality.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 291. To amend Title 28, Sections 317 and 325 of the Code of Alabama 1940, as amended, which relates to the State Insurance Fund.

Also:

H. 1089. To make an appropriation to the Agricultural Center Board for maintenance, repair and replacement work on the roof of the State Coliseum.

Also:

H. 390. To amend Section 613 of Title 51, Code of Alabama (1940), which relates to the license on Vending Machines.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses, on the Senate amendment to the bill, H. 393. Said report of said Conference Committee being in words and figures as follows:

We, the Committee of Conference named to reconcile the disagreement between the two Houses on the Senate amendment to the bill, H. B. 393, have met, considered the matter, and beg leave to report as follows:

We recommend that the Senate recede from its amendment to the bill and that the following substitute for the bill be adopted:

Substitute for H. B. 393:

A BILL TO BE ENTITLED AN ACT

To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Be It Enacted by the Legislature of Alabama:

Section 1. That there is hereby appropriated to The Armory Commission of Alabama, out of any monies in the State Treasury not otherwise appropriated, the sum of six hundred, seventy thousand dollars (\$670,000.00) for each of the fiscal years ending September 30, 1958 and September 30, 1959. The foregoing appropriations shall be used for providing additional armory facilities required by Alabama National Guard and Air National Guard units and Headquarters, including the matching of Federal funds made available to the State on a matching basis for such purpose and for the improvement and equipping of armories for such units and headquarters. This appropriation is subject to the condition of the Treasury and approval of the Governor.

Section 2. The construction of all armory facilities provided by this Act shall be under the supervision of the Director of Technical Staff of the Building Commission of the State of Alabama.

Section 3. This Act shall become effective upon its passage and approval by the Governor or its otherwise becoming law.

JAMES A. BRANYON, II
JESSE BROWN

Conferees on the part of
the House

NEIL METCALF
BROUGHTON LAMBERTH
BERRY L. CANTRELL
Conferees on the part of
the Senate

And said bill:

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

as amended by the report of the Committee of Conference was again read at length and passed.

And said Report of the Committee of Conference is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

Mr. Cantrell moved that the Senate concur in and adopt the Report of the Committee on Conference on the bill, H. B. 393, the title of which and said Conference Report is set out in the foregoing Message from the House.

Mr. Boutwell moved that the motion to concur be laid on the table, and the motion to table was lost.

Yeas 9; Nays 23.

Yeas:

Messrs.:	Eddins	Reeves	Tate
Boutwell	Hall	Robison	Yarbrough (Autauga)
Calvin	James		—9

Nays:

Messrs.:	Dyar	Jones	Roberts
Allen	Engelhardt	Lambert	Skidmore
Cantrell	Flowers	Leonard	Smith
Cooper	Givhan	Little	Van Antwerp
Davis (Lowndes)	Goodwin	Metcalf	Vann
Davis (Pickens)	Grisham	Newton	Yarbrough (Randolph)
			—23

The question recurred on the motion of Mr. Cantrell to concur in and adopt the Report of the Committee on Conference on the bill, H. B. 393, and the Senate did concur in and adopt said Conference Report.

Yeas 26; Nays 6.

Yeas:

Messrs.:	Engelhardt	Lamberth	Skidmore
Allen	Flowers	Leonard	Smith
Bradford	Givhan	Little	Van Antwerp
Cantrell	Goodwin	Metcalf	Vann
Cooper	Grisham	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Reeves	Yarbrough (Randolph)
Dyar	Jones	Roberts	—26

Nays:

Messrs.:	Calvin	Hall	Tate	
Boutwell	Eddins	Robison		—6

And said bill, H. B. 393, as thus amended by the Conference report, was again read at length and passed.

Yeas 27; Nays 4.

Yeas:

Messrs.:	Engelhardt	Lamberth	Robison
Allen	Flowers	Leonard	Skidmore
Boutwell	Givhan	Little	Smith
Bradford	Goodwin	Metcalf	Van Antwerp
Cantrell	Grisham	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Roberts	Yarbrough (Randolph)
			—27

Nays: Messrs. Calvin, Eddins, Hall, Tate —4

MESSAGE FROM THE HOUSE

Mr. President:

Pursuant to House Joint Resolution 129 the Speaker of the House has named as a Committee on the part of the House Messrs. Harrison (Chairman), Hawkins, Kendall and Thomas.

OAKLEY MELTON, JR.,
Clerk.

REPORT OF LEGISLATIVE COMMITTEE ON THE DEPARTMENT
OF EXAMINERS OF PUBLIC ACCOUNTS

To:

Honorable James E. Folsom, Governor
The Senate and
The House of Representatives

In accordance with the directions of Act No. 351, General Acts 1947, governing the operation of the Department of Examiners of Public Accounts, the members of the Legislative Committee on Public Accounts hereby submit this report reflecting the conduct of the affairs of the department for the fiscal years ending September 30, 1955 and September 30, 1956.

The Department of Examiners of Public Accounts was created pursuant to the terms of the above mentioned Act No. 351, with the duty imposed upon such Department of periodically post-auditing the books, records, vouchers and accounts of each State and county office, officer, agency, department and bureau.

Supervision and control of the activities of the Department is vested, by law, in the Legislative Committee on Public Accounts. The membership of this Committee consists of the Lieutenant Governor serving as Chairman thereof, the Speaker of the House of Representatives as Vice-Chairman and ten additional members, five of such members being elected from the Senate and five from the House by the members of these legislative bodies. The following served as members of this Committee during the period reported upon:

Lieutenant Governor W. G. (Guy) Hardwick
Speaker of the House Rankin Fite
Senator Joe Calvin
Senator Smith C. Dyar
Senator Reuben L. Newton
Senator Vaughan Hill Robison
Senator A. C. Shelton
Representative L. W. Brannan, Jr.
Representative Hugh Kaul
Representative J. H. Pirkle
Representative V. S. Summerlin
Representative Sim A. Thomas

In view of the fact that the act places the Department under the direct supervision and control of a committee of the Legislature, the resulting system is one whereby the responsibility for post-auditing the records and accounts of public offices and officers of the State and counties is vested in an agency of government other than that directing the expenditure of funds appropriated by the Legislature. This places the State of Alabama among those who have taken this recognized progressive step in the field of post-audits of public accounts and places the system followed by this State in accord with that of the Comptroller General of the United States and of many of our sister states.

The department, through its activities, has sought:

1. To afford both the executive and legislative agencies of government with fiscal systems and controls designed to facilitate the orderly functioning of such agencies.
2. Through the medium of periodic audits and examinations, to furnish the Legislature and the general public with an independent appraisal and report on the financial activities and condition of the various departments and agencies of State and county government.
3. To serve as a means of detecting errors and protecting against fraud and dishonesty.

Annual meetings of the Legislative Committee on Public Accounts were held on November 22, 1955 and November 27, 1956 at the State Capitol in Montgomery. At each of these meetings the Chief Examiner of Public Accounts submitted his report covering the conduct of the affairs of the Department for the fiscal year immediately preceding. Copies of such reports have previously been furnished the Governor and each member of the Legislature and, consequently, the statistical information and details contained therein will not be repeated. Each of such reports were discussed in detail by the members of the committee and, by proper resolution, the committee voted to accept the reports.

Information extracted from these reports reflect that during the fiscal year ending September 30, 1955 personnel of the Department completed audit of 1,192 audit years of State and County departmental fiscal operations, while during the fiscal year ending September 30, 1956 departmental personnel completed audit of some 1,081 audit years

of fiscal operations of State and county departments. During each of these periods, as a result of such audits, recovery was made of public funds for the State and the political sub-divisions thereof in the amounts set out below:

	1954-55	1955-56
State	\$26,043.73	\$25,661.82
Counties	58,155.76	33,005.77
Schools	31,116.49	29,060.31
Municipalities	17,981.55	11,904.17
Others	20,161.88	13,459.26
Total	\$153,459.41	\$113,091.33

The money so recovered was paid over to the proper agencies of the State, county or municipal government to whom due for use by such agencies in their essential functions of government.

During each of the fiscal years noted recovery was made for the public officials audited by the Department of amounts found to have been overpaid by such officials in the course of remitting public monies collected and administered by them. During the fiscal year ending September 30, 1955 some \$26,176.02 was recovered for these officials as a result of audits made by this Department while during the succeeding fiscal year, ending September 30, 1956, some \$31,935.74 was so recovered.

The report submitted this committee by the Chief Examiner for the fiscal year ending September 30, 1956 contained the following recommendations:

1. That consideration be given to the enactment of legislation whereby, in those instances not now covered by law, some person be empowered to act in an official capacity in county offices upon the occurrence of a vacancy in any such office pending the filling of such vacancy by the appointing authority.
2. That consideration be given by the Committee to the necessity or need for periodic post-audit of the affairs of the Department and in the event the Committee should determine that such necessity or need does exist that provision for same be made by appropriate legislation designating as such post-auditing means some responsible agency of State government independent of legislative or executive control.

With regard to the first of such recommendation this committee would advise that appropriate legislation has been prepared and introduced and is now pending in this Legislature but, as yet, has not been enacted into law. With regard to the second of such recommendations pertaining to periodic post-audits of the affairs of the Department your committee feels that such would be in the best interest of this committee and of the Department concerned and would recommend to the Legislature that appropriate legislation be enacted providing means for such post-audits. It is suggested that the responsibility for performing such post-audit of the affairs of the Department be placed upon the State Auditor.

In reviewing the progress of the Department from its inception in 1947 to the present date, it is interesting to note that, contrary to trends existing in government at national, state, and local level during this period, there has been a marked decrease in the number of personnel employed by the Department over the past decade. When the Department commenced operating as an independent agency on October 1,

1947, some 87 persons were in the employment of the Department. Of these 75 were classified as Examiners of Accounts with the remainder consisting of office personnel. Subsequently, as of September 30, 1954, personnel of the Department consisted of 78 employees, 65 of whom were classified as Examiners of Accounts with the remainder consisting of office personnel. As of the closing date of this report, September 30, 1956, personnel of the Department consisted of some 67 persons. Of this number 54 were classified as Examiners of Accounts with the remainder being composed of office personnel consisting of an Attorney, a Secretary, a Duplicating Machine Operator, three Clerk Stenographers and seven Clerk Typists.

During this period of time the duties and responsibilities of this Department have increased many fold. In addition to the marked increase of financial activity in all State departments and at county level, there has been imposed upon the Department several new and additional duties. Among these should be listed the responsibility of performing audit of all of the public hospitals of the State, including the Hill-Burton Hospitals operated by the several counties and county hospital associations. These public facilities have reached considerable proportion and have resulted in an increased workload on examiner personnel. Likewise, by legislative act, the duty of compiling current reports on the activities of all justices of the peace has been imposed upon the Department. These reports are prepared each six months and represent a consolidated report of the activities of the justices for the preceding period. This again, has resulted in an increased workload on departmental personnel. Varying and consistent requests are received almost daily from public and quasi-public agencies and institutions requesting accounting assistance from the Department which, in many instances due to the shortage of personnel, it is impossible to afford. In addition to all of the above the financial operations of such major state agencies as the State Docks, State Highway Department, the State Welfare Department, State Department of Education and other State departments has increased in astounding proportions during the past ten years. This results in a greater workload being placed upon the examiner personnel of the Department in order that all fiscal transactions of these agencies may be verified.

It is noted from the above that examiner personnel as of September 30, 1956 is some eleven persons less than that of September 30, 1954. This reduction arises as a result of retirements and deaths for which replacements have not been made. Employment of replacement personnel during the 1955-56 fiscal year was handicapped by reason of the fact that the Department suffered a reduction of \$33,300.00 in its legislative appropriation by reason of a 6% pro ration imposed upon the funds of the Department during May of 1956. By reason of such reduction it was not possible to replace these eleven men during the then current fiscal year and at this time the Department hesitates toward replacement due to uncertainty as to the legislative appropriation, and its availability, for the next biennium which appropriation has not been made final as of this date.

The work of the Department continues to receive national recognition and during the period reported upon many letters have been received commending the Department for its work. Illustrative of these letters is one received from the home office of the Fidelity Casualty Company of New York, addressed to the Department under date of February 7, 1957. This letter is, in part, as follows:

"We might say that we certainly are very much interested in receiving copies of your audit reports covering the operation of various officials on whose bonds our Company is surety. Your reports are the most frank and thorough of any that we receive from anywhere in the

country. All too often, for political reasons, auditors word their reports in such a way that no taxpayer or other interested party could possibly gain an insight into the true situation. Others seem fearful that if they criticize the officials, no matter how justified, they will not be re-appointed to make audits in the future. You are obviously under no such handicaps, all of which ought to be of great comfort to your taxpayers."

In conclusion it affords this Committee genuine pleasure to commend Mr. Eagerton and his assistants and employees for the diligence and efficiency with which they have performed their duties since the creation of this Department. We have found the Chief Examiner, his assistants and clerks willing at all times to cooperate with this committee and officials to the end that we in Alabama may enjoy better and more efficient government. We feel that the creation of this Department as a separate and independent agency of the Legislature has been a step forward in governmental operation and we have come to recognize that it is necessary and expedient to have both executive and legislative checks on receipts and disbursements of public funds and that each should be independent, one of the other.

Respectfully submitted,
 W. G. (Guy) HARDWICK, Chairman
 RANKIN FITE, Vice Chairman
 JOE CALVIN
 SMITH C. DYAR
 REUBEN L. NEWTON
 VAUGHAN HILL ROBISON
 A. C. SHELTON
 L. W. BRANNAN, JR.
 HUGH KAUL
 J. H. PIRKLE
 V. S. SUMMERLIN
 SIM A. THOMAS

REPORT OF LEGISLATIVE COMMITTEE ON THE DEPARTMENT OF EXAMINERS OF PUBLIC ACCOUNTS

The foregoing report of the legislative committee on the Department of Examiners of Public Accounts was read and ordered spread upon the Journal.

The Rules Committee reported the following Senate Resolution, to-wit:

S. R. 101. Resolved by the Senate that under Rule 19 debate on Eddins amendment No. 1 to S. R. 87, as amended, shall cease at 10:45 P.M., and a vote be taken on the adoption of same.

And on motion of Mr. Lamberth said resolution was adopted by the Senate.

Yeas 26; Nays 8.

Yeas:

Messrs.:	Davis (Pickens)	James	Robison
Allen	Dyar	Lamberth	Shelton
Boutwell	Eddins	Leonard	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Goodwin	Newton	Van Antwerp
Cantrell	Grisham	Reeves	Yarbrough (Autauga)
Cooper	Hall	Roberts	

Nays:

Messrs.:	Givhan	Moses	Vann
Davis (Lowndes)	Jones	Skidmore	Yarbrough (Randolph)
Engelhardt			—8

In accordance with the provisions of S. R. 101, adopted by the Senate, the Senate then adopted the substitute offered by Mr. Eddins, to the Resolution, S. R. 87, as amended, which said substitute is as follows:

Substitute for S. R. 87, as amended:

Resolved by the Standing Committee on Rules, That the rules be suspended, and that the following bills, in the order named, be made the special, paramount, and continuing order of business for the day:

1. H. B. 11
2. H. B. 1
3. H. B. 619

And the Resolution, S. R. 87, as thus amended by the substitute, was adopted by the Senate.

CONSIDERATION OF SPECIAL ORDERS UNDER SENATE RESOLUTION 87

The bill:

H. 11. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

Was taken up.

The Standing Committee on Finance and Taxation reported the following substitute for the bill, to-wit:

Finance and Taxation Committee
Substitute for H. B. 11:

A BILL TO BE ENTITLED AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Indus-

trial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which has an appreciable and calculable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education in Alabama for each of the two fiscal years ending September 30, 1958 and September 30, 1959 respectively; and, except as may be otherwise expressly provided, the appropriations herein made in Sections 3 to 13, inclusive, shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION

A. For the Department of Education:

For the fiscal year ending
September 30, 1958:

For the salary of the State Superintendent	\$ 10,000.00
For other salaries	255,594.00
For other expenses	128,500.00
For equipment purchases	2,000.00
For transfer to State Personnel Department	3,906.00

Total	400,000.00
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For the fiscal year ending
September 30, 1959:

For the salary of the State Superintendent	10,000.00
For other salaries	255,594.00
For other expenses	127,929.00
For equipment purchases	2,000.00

For transfer to State Personnel Department	4,477.00	
Total		400,000.00
B. To the Department of Education for Plans and Surveys:		
For salaries	18,060.00	
For other expenses	4,440.00	
Total		22,500.00
Section 4. STATE BOARD OF EDUCATION		
A. Agricultural and Mechanical Institute at Normal, Alabama:		
For the operation and maintenance of the Institute		675,000.00
B. Alabama State College for Negroes:		
For the operation and Maintenance of the College		925,000.00
C. Civilian Rehabilitation:		
For the rehabilitation of handicapped individuals for the fiscal year ending September 30, 1958		575,000.00
For the rehabilitation of handicapped individuals, for the fiscal year ending September 30, 1959		625,000.00
(No administrative costs included herein.)		
D. Elementary Teachers' Scholarship Fund		25,000.00
E. Free Textbooks:		
For the fiscal year ending September 30, 1958:		
For salaries	18,220.00	
For purchase of free textbooks	443,030.00	
Total		461,250.00
For the fiscal year ending September 30, 1959:		
For salaries	18,370.00	
For purchase of free textbooks	446,630.00	
Total		465,000.00
The above appropriation shall be expended by the State Board of Education for the purpose of		

furnishing free textbooks in the tax supported public elementary schools of the State in accordance with the statutes and regulations of the board in regard thereto.

F. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education for the fiscal year ending September 30, 1958, the sum of \$83,860,000.00 and for the fiscal year ending September 30, 1959, the sum of \$85,564,000.00 to be known as the Minimum Program Fund, which, in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education, shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers salaries as provided in the Income Tax Amendment ratified on the 26th day of August 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund.

G. Physical Restoration of Crippled Children:

For the fiscal year ending
September 30, 1958:

For salaries	45,000.00	
For other expenses	17,000.00	
For reimbursements to local boards for district offices	15,000.00	
Handicapped individuals	406,000.00	
Total		483,000.00

For the fiscal year ending
September 30, 1959:

For salaries	45,000.00	
For other expenses	17,000.00	
For reimbursements to local boards for district offices	15,000.00	
Handicapped individuals	426,000.00	
Total		503,000.00

H. Regional Education 76,250.00

I. Revolving Fund 25,000.00

The above appropriation shall be expended by the State Board of Education to relieve emergency conditions that arise in connection with the operation of the public schools, or in otherwise aiding the public schools in accordance with the provisions of statutes relating to the expenditure of such fund.

J.	Student Aid in graduate and professional fields	81,500.00
K.	The Teachers Colleges:	
	(a) State Teachers College at Florence	95,500.00
	(b) State Teachers College at Jacksonville	95,500.00
	(c) State Teachers College at Livingston	88,500.00
	(d) State Teachers College at Troy	88,500.00
L.	Teacher Training Equalization Fund:	
	For the teachers training program at State Teachers Colleges at Florence, Jacksonville, Livingston and Troy,	
	For the fiscal year ending September 30, 1958	1,423,000.00
	For the fiscal year ending September 30, 1959	1,523,000.00
M.	Vocational Education:	
	For the fiscal year ending September 30, 1958:	
	For salaries	26,600.00
	For other expenses	17,200.00
	For equipment purchases	2,500.00
	Disbursements to Local Boards and Institutions	4,109,450.00
	Total	4,155,750.00
	For the fiscal year ending September 30, 1959:	
	For salaries	27,200.00
	For other expenses	17,600.00
	For equipment purchases	2,500.00
	Disbursements to Local Boards and Institutions	4,158,450.00
	Total	4,205,750.00
N.	Vocational Trade Schools:	
	For operation and maintenance:	

For the fiscal year ending
September 30, 1958:

(a) Alabama School of Trades ..	174,000.00
(b) George C. Wallace at Napier ..	180,000.00
(c) J. P. Shelton at Tuscaloosa ..	150,000.00
(d) Mobile	160,000.00
(e) Tennessee Valley at Decatur ..	187,000.00
(f) Wenonah	150,000.00

For the fiscal year ending
September 30, 1959:

(a) Alabama School of Trades ..	184,000.00
(b) George C. Wallace at Napier ..	190,000.00
(c) J. P. Shelton at Tuscaloosa ..	150,000.00
(d) Mobile	160,000.00
(e) Tennessee Valley at Decatur ..	197,000.00
(f) Wenonah	150,000.00

For Capital Outlay:

For the fiscal year ending
September 30, 1958:

(a) Tennessee Valley at Decatur, conditional upon the payment in full of all other appropri- ations made in this act.....	250,000.00
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For the fiscal year ending
September 30, 1959:

(a) Tennessee Valley at Decatur, conditional upon the payment in full of all other appropri- ations made in this act	500,000.00
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Section 5. BOARD OF TRUSTEES OF
ALABAMA BOYS' INDUS-
TRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School	242,000.00
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Section 6. BOARD OF TRUSTEES OF
ALABAMA COLLEGE:

For the operation and maintenance of
the College,

For the fiscal year ending September 30, 1958	610,000.00
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For the fiscal year ending September 30, 1959	630,000.00
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Section 7. ALABAMA EDUCATIONAL
TELEVISION COMMISSION:

For salaries, other expenses and equipment purchases incident to the operation of the Commission and its Television Network	210,000.00
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Section 8. BOARD OF TRUSTEES OF
ALABAMA INDUSTRIAL
SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Ne- groes	200,000.00
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Section 9. BOARD OF TRUSTEES OF
ALABAMA INSTITUTE FOR
DEAF AND BLIND:

For the fiscal year ending September 30, 1958:	
For operation and maintenance of the school	809,000.00
For capital outlay	50,000.00
For salaries and expenses incident to instruction of Adult Blind	100,000.00
For a Revolving Fund in the Adult Blind Department to be used for the purchase of supplies and mate- rials incident to the instruction of the adult blind	20,000.00
For the fiscal year ending September 30, 1959:	
For operation and maintenance of the school	809,000.00
For salaries and expenses incident to instruction of Adult Blind	100,000.00

Section 10. BOARD OF TRUSTEES OF
ALABAMA POLYTECHNIC
INSTITUTE:

A. The College:

For the fiscal year ending September 30, 1958:	
(a) For operation and mainten- ance	3,275,000.00
(b) For operation and mainten- ance of Farm Machinery Building	12,700.00
(c) Engineering Experiment Sta- tion	86,000.00
(d) Television Education	86,000.00
(e) For instruction in forestry and training for agricul- tural students	44,000.00
For the fiscal year ending September 30, 1959:	
(a) For operation and mainten- ance	3,475,000.00
(b) For operation and mainten- ance of Farm Machinery Building	12,700.00
(c) Engineering Experiment Sta- tion	86,000.00
(d) Television Education	95,000.00

(e) For instruction in forestry and training for agricultural students	46,800.00
B. Extension Work for Agriculture and Home Economics:	
(a) For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services	1,015,500.00
(b) For extension service marketing specialists, for salaries and expenses	84,500.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of the Alabama Polytechnic Institute through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agricultural Research:

(a) Alabama Agricultural Experiment Station at Auburn, for work and experimentation,	
For the fiscal year ending September 30, 1958	612,000.00
For the fiscal year ending September 30, 1959	617,000.00
(b) For floriculture and ornamental horticulture study and research	16,000.00
(c) Tennessee Valley Branch Station located at Belle Mina in Limestone County	23,500.00
(d) Sand Mountain Branch Station located at Crossville in DeKalb County	23,500.00
(e) Black Belt Branch Station located at Marion Junction in Dallas County	23,500.00
(f) Wiregrass Branch Station located at Headland in Henry County	23,500.00
(g) Gulf Coast Branch Station located at Fairhope in Baldwin County	23,500.00
(h) Piedmont Experiment Branch Station	23,500.00
(i) Upper Coastal Plains Branch Station,	

For the fiscal year ending September 30, 1958	23,500.00
For the fiscal year ending September 30, 1959	27,000.00
(j) Lower Coastal Plains Branch Station	23,500.00
(k) For the support of researches and experiments on ex- periment fields	33,500.00
(l) Horticultural Branch Station in Chilton County	23,500.00
(m) Horticultural Branch Station in North Alabama	23,500.00
(n) Wiregrass Experiment Sta- tion at Headland, Alabama	13,500.00
(The appropriation to the Wiregrass Experiment Sta- tion at Headland, Alabama is to be devoted to the pay- ment of salaries and other expenses incidental to con- ducting experiments and re- search in developing methods of producing, harvesting, marketing, and processing peanuts and preventing dam- age to peanut crops.)	
(o) Co-operative research at the Agricultural and Experi- mental Substations	50,000.00
(p) Research in Forestry, For the fiscal year ending September 30, 1958	36,000.00
For the fiscal year ending September 30, 1959	40,000.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of the Alabama Polytechnic Institute, who shall make a complete report to the Board of Trustees of the Alabama Polytechnic Institute for each of the fiscal years September 30, 1958 and September 30, 1959.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants, for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaptation and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for

researches dealing with soil erosion and problems arising from the waste of land due to soil erosion; for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable, and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 11. BOARD OF CONTROL OF
THE TEACHERS RETIRE-
MENT SYSTEM:

For the fiscal year ending September 30, 1958:	
For Teachers' Retirement System	4,637,775.00
For Teachers' Special Pension Fund, Estimated	675,000.00
For the fiscal year ending September 30, 1959:	
For Teachers' Retirement System	4,864,275.00
For Teachers' Special Pension Fund, Estimated	775,000.00

The above appropriations shall be expended in accordance with the statutes and regulations now or hereafter existing relating to the expenditure of such Teachers' Retirement Fund and Teachers' Special Pension Fund.

Section 12. BOARD OF TRUSTEES OF
THE STATE TRAINING
SCHOOL FOR GIRLS:

For the operation and maintain- ance of the State Training School for Girls	120,000.00
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Section 13. BOARD OF TRUSTEES OF
UNIVERSITY OF ALABAMA:

A. The University:

For the fiscal year ending September 30, 1958:	
(a) For operation and maintain- ance	3,625,000.00
(b) For School of Nursing	68,000.00
(c) For Tuberculosis Nursing (Education)	22,500.00
(d) For Research and Extension	236,000.00
For the fiscal year ending September 30, 1959:	

(a) For operation and maintenance	3,875,000.00
(b) For School of Nursing	70,000.00
(c) For Tuberculosis Nursing (Education)	22,500.00
(d) For Research and Extension	240,000.00

B. The University of Alabama
Medical Center:

For the fiscal year ending
September 30, 1958:

(a) For the Medical College and School of Nursing, for maintenance and operation	1,000,000.00
(b) For expense to Jefferson- Hillman Hospital for indigent patient treatment during instruction of medical students	500,000.00
(c) For the School of Dentistry, for maintenance and operation	574,000.00
(d) For clinical Psychology and psychiatry	45,000.00

For the fiscal year ending
September 30, 1959:

(a) For the Medical College and School of Nursing, for maintenance and operation	1,050,000.00
(b) For expense to Jefferson- Hillman Hospital for indigent patient treatment during instruction of medical students	515,000.00
(c) For the School of Dentistry, for maintenance and operation	600,000.00
(d) For clinical Psychology and psychiatry	55,000.00

The above appropriation for the
Alabama Medical Center shall be
expended pursuant to the provisions
of Act No. 89, 1943 Acts, page
89, and Section 9 of Act No. 207,
1945 Acts, page 325.

Section 14. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the Alabama College, the University of Alabama, the Alabama Polytechnic Institute, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School for Negroes, the State Training School for Girls, the Alabama Educational Television Commission and for the Teachers' Retirement System by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 15. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 16. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Flowers	Little	Skidmore
Boutwell	Givhan	Metcalf	Smith
Bradford	Grisham	Moses	Tate
Calvin	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (Lowndes)	Jones	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Lamberth	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

Mr. Skidmore then offered the following amendment to the bill, H. B. 11, as emended by the substitute, to-wit:

Amend H. B. 11, as amended, as follows:

On page 6, strike out subsection A. of Section 10, the appropriation for "BOARD OF TRUSTEES OF ALABAMA POLYTECHNIC INSTITUTE: The College," and insert in lieu thereof the following:

A. The College:

For the fiscal year ending
September 30, 1958:

(a) For operation and maintenance	3,625,000.00
(b) For operation and maintenance of Farm Machinery Building	12,700.00
(c) Engineering Experiment Station	86,000.00
(d) Television Education	86,000.00
(e) For instruction in forestry and training for agricultural students	44,000.00

For the fiscal year ending
September 30, 1959:

(a) For operation and maintenance	3,875,000.00
(b) For operation and maintenance of Farm Machinery Building	12,700.00
(c) Engineering Experiment Station	86,000.00

(d) Television Education	95,000.00
(e) For instruction in forestry and training for agricul- tural students	46,800.00

The Rules Committee reported the following Senate Resolution, to-wit:

S. R. 102. Resolved by the Senate that under Rule 19 debate on H. B. 11 and all pending amendments shall cease at 11:30 P.M., and a vote be taken on the passage of the bill, as amended.

On motion of Mr. Lamberth said resolution was adopted by the Senate.

Yeas 27; Nays 5.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
—27			

Nays:

Messrs.:	Davis (Lowndes)	Skidmore	Yarbrough (Randolph)
Cantrell	Moses		—5

In accordance with the provisions of S. R. 102, adopted by the Senate, the Senate proceeded to further consideration of the amendment offered by Mr. Skidmore to the Bill, H. B. 11, as amended by the substitute, to-wit:

On motion of Mr. Lamberth the amendment offered by Mr. Skidmore to the bill, as amended by the substitute, was laid on the table.

And said bill, H. B. 11, as amended by the substitute, was then read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Rules Committee reported the following Senate Resolution, to-wit:

S. R. 103. Resolved by the Senate that under Rule 19 debate on H. B. 1 and all pending amendments shall cease at 11:40 P.M. and a vote be taken on the passage of the same as amended.

On motion of Mr. Lamberth said resolution was adopted by the Senate.

Yeas 29; Nays 4.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Newton	Van Antwerp
Cantrell	Grisham	Reeves	Vann
Cooper	Hall	Roberts	Yarbrough (Autauga)
Davis (Pickens)	James		— 29

Nays:

Messrs.:	Moses	Skidmore	Yarbrough (Randolph)
Davis (Lowndes)			— 4

The bill:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Was taken up.

Mr. Flowers offered the following substitute for the bill, to-wit:
Substitute for House Bill 1:

A BILL TO BE ENTITLED AN ACT

To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries, equipment purchases and additions and betterments and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rents and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which has an appreciable and calculable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes; (d) "additions and betterments" shall mean lands and buildings and the construction and alteration of structures and improvements thereto, improvements to land, sewer, water, shelter, support, storage, protection or the improvement of a natural condition, and the money appropriated therefor shall be expended only for such purposes.

Section 2. There is hereby appropriated for the ordinary expenses of the executive, legislative, and judicial departments of the State, for the interest on the public debt, and for the public schools for each of the two fiscal years ending respectively September 30, 1958 and September 30, 1959, to be paid out of any moneys in the State Treasury not otherwise appropriated, the several sums of money hereinafter specified or so much thereof as may be necessary, and the total amount to be expended for the items for which the appropriation is herein made shall not exceed the amount provided therefor.

From the General Fund:

I. LEGISLATIVE:

(1) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses for the fiscal year ending September 30, 1958, and for the salaries and expenses of the Legislature for extraordinary sessions	100,000.00
(2) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses and for any expenses for any legislative sessions for the fiscal year ending September 30, 1959.....	900,000.00
(3) For printing of Legislative Acts and Journals for the fiscal year ending September 30, 1958, estimated....	100,000.00
(4) For Legislative Council Expenses.....	2,000.00
(5) LEGISLATIVE REFERENCE SERVICE:	
For the salary of the Director.....	10,000.00
For other salaries	40,000.00
For other expenses	4,000.00
For equipment purchases	500.00
Total	54,500.00

II. JUDICIAL:

(1) THE SUPREME COURT:

For the salaries of the Chief Justice and six Associate Justices	84,000.00
For the salary of the Clerk of the Court	8,400.00
For the salary of the Court Reporter	8,400.00
For other salaries	99,000.00
For other expenses	18,000.00
For equipment purchases	2,000.00
Total	219,800.00
For the Supreme Court Library Fund	10,000.00
For cataloging the Supreme Court Library	3,000.00

(2) THE COURT OF APPEALS:

For salaries of the three judges.....	34,500.00
For other salaries	34,560.00

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For other expenses	4,560.00	
For equipment purchases	500.00	
Total		74,120.00

(3) THE CIRCUIT COURTS:

For the salaries of the judges of the Circuit Courts, estimated		484,500.00
For travel expenses of circuit judges		7,500.00
For telephone service, stationery, stamps, and necessary equipment for the office use of circuit judges		10,000.00
For the salaries and travel expenses of special judges, estimated		4,000.00
For salaries of thirty-three circuit solicitors, estimated	231,000.00	
For salary of the elected deputy circuit solicitor of the Bessemer Division of the 10th Judicial Circuit	8,500.00	
For the salary of the appointed assistant deputy solicitor of the Bessemer Division of the 10th Judicial Circuit	3,600.00	
For the salary of the first deputy solicitor of the Birmingham Division of the 10th Judicial Circuit	5,700.00	
For the salaries of the second and third deputy solicitors of the Birmingham Division of the 10th Judicial Circuit	10,000.00	
For the salaries of the fourth, fifth and sixth deputy solicitors of the Birmingham Division of the 10th Judicial Circuit; \$4,000.00 each	12,000.00	
For the salary of the deputy circuit solicitor of the 6th Judicial Circuit	4,500.00	
For the salary of the stenographic secretary to the circuit solicitor of the 6th Judicial Circuit	1,200.00	
For the salaries of the deputy circuit solicitors of the 13th Judicial Circuit	10,800.00	
For the salary of the deputy circuit solicitor of the 15th Judicial Circuit	7,800.00	
For the salary of the deputy circuit solicitors of the 16th Judicial Circuit	6,000.00	
For the salary of the deputy circuit solicitor of the 23rd Judicial Circuit	4,200.00	
Total		305,300.00
For the travel expenses of circuit solicitors		6,000.00
For telephone service, stationery, stamps, and necessary equipment for the office use of circuit solicitors, deputy circuit solicitors or assistants		20,000.00
For salary of supernumerary circuit solicitors, estimated		8,000.00

(4) COURT REPORTERS:

For the compensation of the circuit court reporters, estimated	117,000.00
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(5) SUPERNUMERARY JUDGES:

For salaries of supernumerary judges, estimated	37,500.00
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(6) SUPERNUMERARY JUSTICES:

For expenses of supernumerary Jus- tices of Supreme Court	3,600.00
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III. EXECUTIVE:

A. DEPARTMENTS, BOARDS, BUREAUS,
AGENCIES AND COMMISSIONS:

(1) THE GOVERNOR'S OFFICE:

For salary of the Governor	12,000.00
For salary of the Executive Secretary	10,000.00
For salary of the Legal Advisor	10,000.00
For salary of the Press Secretary	10,000.00
For other salaries	57,635.00
For other expenses	39,365.00
For equipment purchases	4,000.00

Total	143,000.00
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(2) For the Governor's Emergency Fund
—to be expended at the direction
of the Governor

90,000.00

(3) For the Mansion Fund

42,000.00

(4) STATE BOARD OF ADJUSTMENT:

For expenditures by the Board pay-
able from the General Fund for the
General Fund contribution to the
total expenditure of \$150,000.00 pur-
suant to Title 55, Section 343

10,000.00

(5) DEPARTMENT OF ARCHIVES
AND HISTORY:

For the salary of the Director	7,500.00
For other salaries	50,500.00
For other expenses	12,000.00
For equipment purchases	1,000.00
For expenses of publication of the Alabama Historical Quarterly	3,000.00

Total	74,000.00
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(6) OFFICE OF THE ATTORNEY
GENERAL:

For the fiscal year ending
September 30, 1958:

For the salary of the Attorney Gen- eral	10,000.00
For other salaries	157,576.00
For other expenses	24,424.00
For equipment purchases	1,000.00

Total	193,000.00
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For the fiscal year ending
September 30, 1959:

For the salary of the Attorney General	10,000.00	
For other salaries	157,576.00	
For other expenses	42,786.00	
For equipment purchases	2,500.00	
Total		212,862.00

(7) OFFICE OF THE STATE AUDITOR:

For the fiscal year ending
September 30, 1958:

For the salary of the State Auditor...	6,000.00	
For other salaries	32,875.00	
For other expenses	1,825.00	
Total		40,700.00

For the fiscal year ending
September 30, 1959:

For the salary of the State Auditor...	7,400.00	
For other salaries	32,875.00	
For other expenses	1,825.00	
Total		42,100.00

(8) BANG'S DISEASE CONTROL:

For salaries	43,000.00	
For other expenses	55,000.00	
For equipment purchases	2,000.00	
Total		100,000.00

(This appropriation to be expended
by the State Veterinarian at the
direction of the Commissioner of
Agriculture.)

(9) STATE BANKING DEPARTMENT:

For the fiscal year ending
September 30, 1958:

For salary of the Director	10,000.00	
For other salaries	89,000.00	
For other expenses	34,500.00	
For equipment purchases	1,500.00	
Total		135,000.00

For the fiscal year ending
September 30, 1959:

For salary of the Director	10,000.00	
For other salaries	90,500.00	
For other expenses	34,500.00	
Total		135,000.00

(10) BUILDING COMMISSION:

For salaries	52,000.00
For other expenses	5,500.00
For equipment purchases	2,500.00

Total	60,000.00
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(11) CAHABA HISTORICAL COMMISSION:

To provide for the expenditures authorized by Act No. 486, 1943 Acts, page 449	1,750.00
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(12) DEPARTMENT OF CIVIL DEFENSE:

For the fiscal year ending
September 30, 1958:

For the salary of the Director	9,000.00
For other salaries	30,540.00
For other expenses	18,450.00
For equipment purchases	4,000.00

Total	61,990.00
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For the fiscal year ending
September 30, 1959:

For the salary of the Director	9,000.00
For other salaries	31,488.00
For other expenses	23,462.00
For equipment purchases	3,500.00

Total	67,450.00
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(13) DEPARTMENT OF EXAMINER OF
PUBLIC ACCOUNTS

For the fiscal year ending
September 30, 1958:

For the salary of the Chief Examiner	10,000.00
For other salaries	390,000.00
For other expenses	150,000.00
For equipment purchases	5,000.00

Total	555,000.00
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For the fiscal year ending
September 30, 1959:

For the salary of the Chief Examiner	10,000.00
For other salaries	390,000.00
For other expenses	157,861.00
For equipment purchases	5,000.00

Total	562,861.00
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(14) DEPARTMENT OF FINANCE:

(a) Director's Office:

For the salary of the Director	10,000.00
For other salaries	19,940.00
For other expenses	8,310.00
For equipment purchases	4,750.00

Total	43,000.00
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(b) Division of the Budget:

For the fiscal year ending
September 30, 1958:

For salaries	29,500.00	
For other expenses	5,000.00	
For equipment purchases	3,500.00	
Total		38,000.00

For the fiscal year ending
September 30, 1959:

For salaries	31,500.00	
For other expenses	5,000.00	
For equipment purchases	1,500.00	
Total		38,000.00

(c) Division of Control and Accounts:

For the fiscal year ending
September 30, 1958:

For salaries	126,000.00	
For other expenses	41,000.00	
For equipment purchases	3,000.00	
Total		170,000.00

For the fiscal year ending
September 30, 1959:

For salaries	128,000.00	
For other expenses	41,000.00	
For equipment purchases	1,000.00	
Total		170,000.00

(d) Legal Division:

For salaries, other expenses and equipment purchases	19,000.00
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(e) Division of Purchases and Stores:

For salaries	64,500.00	
For other expenses	7,000.00	
For equipment purchases	500.00	
Total		72,000.00

(f) Division of Service:

For the fiscal year ending
September 30, 1958:

For salaries	207,000.00	
For other expenses	170,000.00	
For equipment purchases	17,000.00	
Total		394,000.00

For the fiscal year ending
September 30, 1959:

For salaries	212,000.00	
For other expenses	150,000.00	
For equipment purchases	10,000.00	
Total		372,000.00
(g) For equipment purchases in the State Offices for the Executive, Administrative and Judicial De- partments		15,000.00
(15) GORGAS MEMORIAL BOARD: To provide for the expenditures au- thorized by Act No. 417, 1943 Acts, page 383		5,000.00
(16) HALL OF FAME BOARD		
For payment of salaries and expenses		1,000.00
(17) DEPARTMENT OF HEALTH:		
(a) For General Health Work:		
For the salary of the State Health Officer	10,000.00	
For other salaries	515,000.00	
For other expenses	125,000.00	
Total		650,000.00
(b) For study and treatment of can- cer		140,000.00
(c) For contributions to County Health Units		355,000.00
(d) For Hospital care of the indigent		100,000.00
(e) For Hospital Planning:		
For salaries	25,000.00	
For other expenses	4,000.00	
Total		29,000.00
(f) For Mental Hygiene:		
For salaries	27,550.00	
For other expenses	32,450.00	
For clinical expense	20,000.00	
Total		80,000.00
(g) For Mental Health:		
For Mental Health Clinic for northeast Alabama located in Etowah County		7,000.00
For Mental Health Training		18,000.00
(h) For Tuberculosis Testing:		
For salaries	40,000.00	
For other expenses	35,000.00	
For equipment purchases	55,000.00	
Total		130,000.00

(i) For Tuberculosis Treatment:		
For the care and treatment of tuberculosis patients in the several Tuberculosis Hospitals in the State,		
For the fiscal year ending September 30, 1958		2,257,500.00
For the fiscal year ending September 30, 1959		2,616,000.00
(j) For Venereal Disease Control:		
For salaries	28,600.00	
For other expenses.....	19,100.00	
Total		47,700.00
(k) For Dental Program:		
For the fiscal year ending September 30, 1958:		
For salaries, other expenses and equipment purchases		25,000.00
For the fiscal year ending September 30, 1959:		
For salaries, other expenses and equipment purchases		50,000.00
(l) For Polio Program:		
For salaries, other expenses and equipment purchases		100,000.00
(m) For Pollution Control:		
For salaries	35,000.00	
For other expenses	14,000.00	
For equipment purchases	1,000.00	
Total		50,000.00
(18) RICHMOND PEARSON HOBSON MEMORIAL BOARD:		
To provide for the expenditures authorized by Act No. 536, 1943 Acts, page 510		5,000.00
(19) INDUSTRIAL DEVELOPMENT BOARD:		
For salary of Director	10,000.00	
For salaries	135,000.00	
For other expenses	50,000.00	
For equipment purchases	5,000.00	
Total		200,000.00
(20) DEPARTMENT OF INDUSTRIAL RELATIONS:		
For salaries	109,000.00	
For other expenses	34,500.00	
For equipment purchases	500.00	
Total		144,000.00

(21) DEPARTMENT OF INSURANCE:

For the fiscal year ending
September 30, 1958:

For the salary of the Director.....	9,000.00
For other salaries	125,000.00
For other expenses	56,000.00
For equipment purchases	5,000.00

Total	195,000.00
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For the fiscal year ending
September 30, 1959:

For the salary of the Director.....	9,000.00
For other salaries	125,000.00
For other expenses	66,082.00
For equipment purchases	5,000.00

Total	205,082.00
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(22) STATE LABOR DEPARTMENT:

For the salary of the Director.....	9,000.00
For other salaries	31,000.00
For other expenses	11,000.00
For equipment purchases	2,000.00

Total	53,000.00
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(23) LAGRANGE HISTORICAL COMMISSION:

To provide for the expenditures au-
thorized by Act No. 551, 1943 Acts,
page 540

500.00

(24) PUBLIC LIBRARY SERVICE DIVISION:

For the fiscal year ending
September 30, 1958:

For salaries	37,000.00
For other expenses	9,000.00
For equipment purchases	22,000.00
For Books and Periodicals	89,500.00

Total	157,500.00
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For the fiscal year ending
September 30, 1959:

For salaries	37,000.00
For other expenses	23,195.00
For Books and Periodicals	89,500.00

Total	149,695.00
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(25) MILITARY DEPARTMENT:

(a) For operations of department:

For the fiscal year ending
September 30, 1958:

For the salary of the Adjutant General	9,000.00
For other salaries	185,000.00

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For other expenses	40,000.00
For equipment purchases	10,000.00

Total	244,000.00
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For the fiscal year ending
September 30, 1959:

For the salary of the Adjutant General	9,000.00
For other salaries	185,000.00
For other expenses	79,206.00
For equipment purchases	7,500.00

Total	280,706.00
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(b) For quarterly allowances	197,000.00
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To be distributed as follows:

- | | |
|--|----------|
| (1) For Headquarters, Alabama National Guard | 3,500.00 |
| (A part of this appropriation may be used to pay annual assessment of the National Guard Association.) | |
| (2) For each division headquarters | 1,000.00 |
| (3) For each group, regimental or wing headquarters | 800.00 |
| (4) For each battalion headquarters | 400.00 |
| (5) For each medical detachment | 100.00 |

- (6) For all other organizations of the Alabama National Guard an amount equal to ninety-five percentum of the remainder of the amount herein appropriated for quarterly allowances after the payment of all of the amounts set out in sub-sections (1) through (5) inclusive hereinabove, to be distributed as follows: Each organization shall be deemed to have a minimum strength of one hundred personnel and where the actual strength exceeds one hundred personnel then the distribution shall be made on an actual strength basis. When an organization is stationed in a single unit armory or facility, such organization shall receive a sum equal to the sum of one dollar and twenty cents per man per month; when an organization is stationed in a multiple unit armory or facility with not more than four other organizations, then each organization therein shall receive a sum equal to the sum of one dollar per

man per month; and when an organization is stationed in an armory or facility with five or more organizations then it shall receive a sum equal to the sum of seventy cents per man per month.

- (7) To be distributed by the Adjutant General to such organizations except those provided for in subsections (1) through (4) inclusive hereinabove, that through emergencies, unforeseen contingencies or special circumstances are unable to provide for the necessary expenses of their organizations, the remainder of the appropriation herein made for quarterly allowances.
- (c) For active military service—Active National Guard 59,000.00
 (For pay and expenses of personnel of the Active National Guard only, when in the active military or naval service of the State as defined in Section 39, Title 35, Code of Alabama, 1940; provided, that no officer or employe of the State Military Department may draw any pay or expenses from this fund. This is the appropriation contemplated in Section 117, Title 35, Code of Alabama 1940, and shall be the maximum amount expended therefor.)
- (d) For active military service—State Militia 10,000.00
 (For pay and expenses of personnel of the State Militia while serving in the active military or naval service of the State as defined in Section 39, Title 35, Code of Alabama 1940. This is the appropriation contemplated in Section 185, Title 35, Code of Alabama 1940, and shall be the maximum amount expended therefor, except in the case of a proclaimed state of emergency when so proclaimed by the Governor pursuant to the provisions of Section 54, Title 35, Code of Alabama 1940, then such amount as may be necessary is hereby appropriated.)
- (e) For transfer to the Armory Commission:
 For care and maintenance of armories 300,000.00

(26) DEPARTMENT OF PENSIONS AND SECURITY:

For transfer to the Department of Pensions and Security for the support, maintenance and operation of the functions of Pensions and Security

4,535,000.00

It is provided that not more than twenty-seven and one-half percentum of the appropriation hereinabove made shall be allotted in any one quarter of a fiscal year.

(27) PERSONNEL DEPARTMENT:

For transfer to the Personnel Department for the payment of the State's General Fund share of the operating cost of the Department,

For the fiscal year ending
September 30, 1958

19,634.00

For the fiscal year ending
September 30, 1959

25,501.00

(28) DEPARTMENT OF PUBLIC SAFETY:

For the salary of the Director	10,000.00
For other salaries	2,065,000.00
For other expenses	725,000.00
For equipment purchases	200,000.00

Total

3,000,000.00

(29) BUREAU OF PUBLICITY AND INFORMATION:

For the salary of the Director	9,000.00
For other salaries	8,400.00
For other expenses	13,100.00
For Tourist Advertising	50,000.00

Total

80,500.00

(30) DEPARTMENT OF REVENUE:

(a) For transfer to the Department of Revenue for the General Funds share of the cost of operating the Department,

For the fiscal year ending
September 30, 1958

272,000.00

For the fiscal year ending
September 30, 1959

288,000.00

(b) Boards of Equalization:

For salaries	153,000.00
For salaries of the members and employees of the county boards of equalization	80,000.00
For other expenses	64,000.00
For equipment purchases	3,000.00

Total

300,000.00

(31) OFFICE OF SECRETARY OF STATE:

For the fiscal year ending
September 30, 1958:

For the salary of the Secretary of State	6,000.00	
For other salaries	25,000.00	
For other expenses	6,000.00	
For equipment purchases	500.00	
Total		37,500.00

For the fiscal year ending
September 30, 1959:

For the salary of the Secretary of State	7,400.00	
For other salaries	25,000.00	
For other expenses	6,000.00	
For equipment purchases	500.00	
Total		38,900.00

(32) STATE SECURITIES COMMISSION:

For salaries	18,500.00	
For other expenses	1,000.00	
For equipment purchases	500.00	
Total		20,000.00

(33) FOR PREVENTION AND CONTROL OF DISEASES OF SWINE:

For the fiscal year ending
September 30, 1958:

For salaries	41,000.00	
For other expenses	23,000.00	
For equipment purchases	6,000.00	
For purchase of vaccines and serum	55,000.00	
Total		125,000.00

For the fiscal year ending
September 30, 1959:

For salaries	43,000.00	
For other expenses	23,000.00	
For equipment purchases	4,000.00	
For purchase of vaccines and serum	30,000.00	
Total		100,000.00

(This appropriation to be expended
by the State Veterinarian at the di-
rection of the Commissioner of Agri-
culture.)

(34) STATE TOXICOLOGIST:

For the fiscal year ending
September 30, 1958:

For the salary of the State Toxi- cologist	10,000.00	
For other salaries	95,000.00	

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For other expenses	27,000.00	
For equipment purchases	13,000.00	
Total		145,000.00

For the fiscal year ending
September 30, 1959:

For the salary of the State Toxicologist	10,000.00	
For other salaries	96,000.00	
For other expenses	27,000.00	
For equipment purchases	14,000.00	
Total		147,000.00

(35) OFFICE OF THE STATE TREASURER:

For the fiscal year ending
September 30, 1958:

For the salary of the State Treasurer	6,000.00	
For other salaries	78,500.00	
For other expenses and compensation of fiscal agents	26,000.00	
For equipment purchases	20,500.00	
Total		131,000.00

For the fiscal year ending
September 30, 1959:

For the salary of the State Treasurer	7,409.00	
For other salaries	82,800.00	
For other expenses and compensation of fiscal agents	29,000.00	
For equipment purchases	11,800.00	
Total		131,000.00

(36) DEPARTMENT OF VETERANS' AFFAIRS:

For the salary of the Service Commissioner	9,000.00	
For other salaries	348,500.00	
For other expenses	35,000.00	
For equipment purchases	7,500.00	
For contract with Veterans of Foreign Wars Organizations	20,000.00	
For contract with Disabled American Veterans Organizations	5,000.00	
Total		425,000.00

B. DEVELOPMENT AND CONSERVATION OF NATURAL RESOURCES:

(1) STATE SOIL CONSERVATION COMMITTEE:

For salaries	9,000.00	
For other expenses	10,500.00	
For equipment purchases	500.00	
Total		20,000.00

(2) DEPARTMENT OF CONSERVATION:

(a) For transfer to Department of Conservation—State Forestry Fund for salaries, other expenses and equipment purchases for the Division of State Forestry	250,000.00
(b) For transfer to Department of Conservation — State Lands Fund for salaries, other expenses and equipment purchases for the State Lands Division	20,000.00
(c) For transfer to Department of Conservation — State Parks Fund for salaries, other expenses and equipment purchases for the State Parks Division	50,000.00

(3) GEOLOGICAL SURVEY:

For the salary of the State Geologist	6,600.00
for other salaries	63,000.00
For other expenses	25,900.00
For equipment purchases	1,000.00
For matching Federal funds for the investigation of the surface water resources of the State	27,500.00
For matching Federal funds for investigation of the ground water resources of the State	30,000.00
Total	154,000.00

(4) FORT MORGAN HISTORICAL COMMISSION:

For the fiscal year ending September 30, 1958:	
For salaries	10,000.00
For other expenses	9,500.00
For equipment purchases	500.00
Total	20,000.00
For the fiscal year ending September 30, 1959:	
For salaries	10,500.00
For other expenses	9,500.00
Total	20,000.00

C. EDUCATION:

(1) INTEREST ON ENDOWMENTS:

For interest on Alabama College Endowment, estimated	39,304.83
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For interest on Alabama Poly- technic Institute Endowment.....	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill En- dowment	600.00	
For interest on Public School Fund Endowments:		
Interest on 16th section lands, estimated	187,209.00	
Interest on school indemnity lands, estimated	38,741.98	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue.....	26,763.47	
Interest on James Wallace Fund	275.25	
Total		380,000.00

D. HOSPITALS AND CORRECTIONAL
FUNCTIONS:

(1) BOARD OF CORRECTIONS:

For transfer to Board of Correc- tions for salaries of the em- ployees of the Board.....	1,205,000.00
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(2) ALABAMA INSANE HOSPITALS:

For the support, maintenance and repair of the Alabama State Hospitals the sum of \$2.25 per day per patient, For the fiscal year ending September 30, 1958, estimated	6,036,187.50
For the fiscal year ending September 30, 1959, estimated.....	6,118,312.50
For training Psychiatric Nurses....	25,000.00

(3) PARTLOW STATE SCHOOL
FOR MENTAL DEFICIENTS:

For the support, maintenance and repair of the Partlow State School the sum of \$2.25 per day, per patient, estimated	1,330,425.00
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(4) ARREST OF ABSCONDING FELONS:

For expenses incident to the ar- rest of absconding felons, esti- mated	1,000.00
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(5) FEEDING OF PRISONERS:

For expenses of feeding prisoners in county jails, estimated	575,000.00
---	------------

(6) BOARD OF PARDONS AND
PAROLES:

For the fiscal year ending
September 30, 1958:

For salaries of Board Members....	22,500.00	
For other salaries	248,000.00	
For other expenses	45,000.00	
For equipment purchases	9,000.00	
Total		324,500.00

For the fiscal year ending
September 30, 1959:

For salaries of Board Members....	23,625.00	
For other salaries	254,000.00	
For other expenses	52,615.00	
For equipment purchases	2,825.00	
Total		333,065.00

(7) REMOVAL OF PRISONERS:

For expenses incident to removal of prisoners, estimated	20,000.00
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E. DEBT SERVICE:

- (1) For Hospital Construction Bond
Sinking Fund,
For the fiscal year ending
September 30, 1958 212,264.00
For the fiscal year ending
September 30, 1959 211,780.00
- (2) For the payment of principal and
interest due on bonds issued by
the Alabama State Hospitals and
Partlow State School Bond Com-
mission pursuant to Constitu-
tional Amendment No. CXIII,
For the fiscal year ending
September 30, 1958, estimated..... 160,000.00
For the fiscal year ending
September 30, 1959, estimated..... 365,000.00
- (3) For the payment of principal and
interest on bonds issued for hos-
pital construction pursuant to
Constitutional Amendment No.
CXIV,
For the fiscal year ending
September 30, 1958, estimated..... 40,000.00
For the fiscal year ending
September 30, 1959, estimated..... 300,000.00
- (4) For interest on Spanish American
War Veterans Fund, estimated.... 294.86
- (5) For the payment of principal and
interest due on bonds issued by
the University of Alabama pur-
suant to the provisions of Act
No. 20, 1957 Regular Session,
For the fiscal year ending
September 30, 1958, estimated.... 40,000.00

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For the fiscal year ending September 30, 1959, estimated....	60,000.00
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F. MISCELLANEOUS:

- | | |
|---|------------|
| (1) For advertising lands for tax
sale, estimated | 5,000.00 |
| (2) Alabama Agricultural and Indus-
trial Exhibit Commission | 25,000.00 |
| (3) For payment of Attorneys fees in
indigent capital cases (as pro-
vided in Act No. 176, 1947 Acts,
page 61.) | 20,000.00 |
| (4) For civil court costs in connec-
tion with ad valorem tax assess-
ment appeals, estimated | 1,000.00 |
| (5) For court costs to be paid by the
State of Alabama not otherwise
provided for, estimated | 5,000.00 |
| (6) Automatic Appeal Expense as
provided in 1943 Acts of Legis-
lature, page 217, estimated..... | 2,000.00 |
| (7) For distribution of public docu-
ments, estimated, | |
| For the fiscal year ending
September 30, 1958 | 5,000.00 |
| For the fiscal year ending
September 30, 1959 | 1,000.00 |
| (8) Departmental Emergency Fund.... | 150,000.00 |
| (This is the appropriation con-
templated in Section 105, Title 55
of the Code of Alabama 1940 and
shall be the only amount appro-
priated and the total amount
expended under the provisions of
said section.) | |
| (9) Employees' Special Pension Fund: | |
| For the fiscal year ending
September 30, 1958 | 140,000.00 |
| For the fiscal year ending
September 30, 1959 | 180,000.00 |
| (10) For expense of Governor's Pro-
clamations, estimated: | |
| For the fiscal year ending
September 30, 1958 | 150,000.00 |
| For the fiscal year ending
September 30, 1959 | 20,000.00 |
| (11) For mailing tax notices, estimated | 3,500.00 |
| (12) Purchase Code Pocket Supple-
ment for the fiscal year ending
September 30, 1958, estimated ... | 32,000.00 |

(13) For printing of State and County Privilege Licenses, estimated.....		5,000.00
(14) For registration of voters, estimated:		
For the fiscal year ending September 30, 1958		175,000.00
For the fiscal year ending September 30, 1959		125,000.00
(15) Social Security Administration:		
For the fiscal year ending September 30, 1958:		
For salaries	24,300.00	
For other expenses	8,200.00	
For equipment purchases	1,000.00	
Total		33,500.00
For the fiscal year ending September 30, 1959:		
For salaries	24,675.00	
For other expenses	9,650.00	
For equipment purchases	1,175.00	
Total		35,500.00
(16) For Spanish War Veterans Encampment		1,000.00
(17) First White House of Confederacy, for salaries and other expenses		3,850.00
(18) For Poultry Disease Control:		
For salaries	50,000.00	
For other expenses	25,000.00	
For equipment purchases	25,000.00	
Total		100,000.00
(This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.)		

G. FROM FUNDS OTHER THAN GENERAL FUND:

(1) AERONAUTICS DEPARTMENT:

For salary of the Director	7,200.00	
For other salaries	27,575.00	
For other expenses	12,475.00	
For equipment purchases	2,750.00	
Total		50,000.00
For State aid for Airports—For Airports and Airmarking		350,000.00

(The above appropriation shall be paid out of the receipts to the State Airports Development Fund as provided in Act No. 402, approved July 9, 1945, and the amounts appropriated herein shall be the maximum expenditures pursuant thereto.)

(2) AGRICULTURE AND INDUSTRIES:

(a) Administrative Operations:

For the salary of the Commissioner	8,400.00	
For other salaries	625,000.00	
For other expenses	247,526.50	
For rent to Alabama Building Corporation	52,473.50	
For equipment purchases	40,000.00	
For Awarding Prizes and Premiums	35,000.00	
Total		1,008,400.00

(The above appropriation is payable from funds in the Agricultural Fund and shall be the maximum amount expended therefrom for operations.)

(b) Transfer to Funds from the Agricultural Fund:

For the fiscal year ending September 30, 1958:

(1) For transfer to Agricultural Center Board for operation and Debt Service	93,700.00	
(2) For transfer to Agricultural Center Board for operation of Livestock Coliseum	25,000.00	
(3) For transfer to White Fringed Beetle Control Fund	27,000.00	
(4) For transfer to State Personnel Department	3,268.00	
Total		148,968.00

For the fiscal year ending September 30, 1959:

(1) For transfer to Agricultural Center Board for operation and debt service	92,500.00	
(2) For transfer to Agricultural Center Board for operation of Livestock Coliseum	25,000.00	

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(3) For transfer to White
Fringed Beetle Control
Fund 27,000.00

(4) For transfer to State
Personnel Department.... 3,745.00

Total 148,245.00

(c) Egg Inspection Division:

For the fiscal year ending
September 30, 1958:

For salaries 35,570.00
For other expenses 24,140.00
For equipment purchases..... 2,150.00

Total 61,860.00

For the fiscal year ending
September 30, 1959:

For salaries 37,320.00
For other expenses 24,140.00
For equipment purchases..... 2,150.00

Total 63,610.00

(The above appropriations
are payable from funds in
the Egg Inspection Fund and
shall be the maximum
amounts expended there-
from.)

(d) Agricultural Center Board:

For the fiscal year ending
September 30, 1958:

For salaries 14,500.00
For other expenses 5,550.00
For equipment purchases..... 200.00
For debt service on Coliseum
Bonds 72,700.00

Total 92,950.00

For the fiscal year ending
September 30, 1959:

For salaries 14,500.00
For other expenses 5,550.00
For equipment purchases..... 200.00
For debt service on Coliseum
Bonds 71,500.00

Total 91,750.00

(The above appropriation to
the Agricultural Center
Board shall be paid out of
the Agricultural Center
Board Fund and includes the
appropriation made to said
fund as provided in sub-
section (b) hereof.)

(e) Livestock Coliseum:

For salaries, other expenses
and equipment purchases for
the operation of the Live-
stock Coliseum,

For the fiscal year ending September 30, 1958	104,846.00
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For the fiscal year ending September 30, 1959	116,624.00
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(The funds hereinabove ap-
propriated to the Agricul-
tural Center Board for the
Livestock Coliseum shall be
paid out of the Livestock
Coliseum Fund, and the ap-
propriation hereinabove in-
cludes the appropriation
made to said fund as pro-
vided in sub-section (b)
hereof.)

(f) White Fringed Beetle Con-
trol Fund:

For the fiscal year ending
September 30, 1958:

For salaries	7,260.00
For other expenses	3,322.00
For purchase of necessary insecticides for the eradi- cation of the White Fringed Beetle	16,000.00

Total	26,582.00
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For the fiscal year ending
September 30, 1959:

For salaries	7,440.00
For other expenses	3,132.00
For purchase of necessary insecticides for the eradi- cation of the White Fringed Beetle	16,000.00

Total	26,572.00
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(The fund hereinabove ap-
propriated for the eradica-
tion of the White Fringed
Beetle shall be paid out of
the White Fringed Beetle
Control Fund and includes
the appropriation made to
said fund as provided in
sub-section (b) hereof.)

(3) ALCOHOLIC BEVERAGE CONTROL
BOARD(a) Administrative and Stores
Division:

For the fiscal year ending
September 30, 1958:

For salary of administrator	10,000.00
For other salaries	2,440,596.00
For other expenses (transportation costs for merchandise excluded)	602,200.00
For equipment purchases	41,000.00
For transfer to State Personnel Department	8,658.00
For transportation costs on merchandise, estimated	150,000.00

Total Estimated	3,252,454.00
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For the fiscal year ending
September 30, 1959:

For salary of administrator	10,000.00
For other salaries	2,563,548.00
For other expenses (transportation costs for merchandise excluded)	638,400.00
For equipment purchases	41,000.00
For transfer to State Personnel Department	9,922.00
For transportation costs on merchandise, estimated	150,000.00

Total Estimated	3,412,870.00
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In addition to the above appropriation herein made there is hereby appropriated for each additional retail store put into operation during each fiscal year, an amount equal to the sum required to install the last comparable retail store put into operation by said Board. Provided, however, that the sum appropriated for the operation of retail stores as provided herein shall be reduced in like manner for each retail store closed or withdrawn from operation during the same period. There is further appropriated to the Alcoholic Beverage Control Board, after provision has been made for the other expenditures herein authorized, such sums as are or may be necessary to purchase the alcoholic beverages which are essential to maintain adequate stocks and inventory for an economic and successful sales operation.

(b) Law Enforcement Division:

For salaries	343,000.00
For other expenses	142,000.00
For equipment purchases	25,000.00

Total	510,000.00
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(c) Commission On Education With Respect To Alcoholism:

For the fiscal year ending September 30, 1958:

For salaries	5,040.00
For other expenses	4,960.00

Total	10,000.00
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For the fiscal year ending September 30, 1959:

For salaries	5,280.00
For other expenses	4,720.00

Total	10,000.00
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(d) For transfer to the State Department of Education:

For Temperance Education	25,000.00
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(The appropriations hereinabove made to the Alcoholic Beverage Control Board are made from the gross proceeds derived from the sale of alcoholic beverages by the Alcoholic Beverage Control Board.)

(e) Beer Tax and License Division:

For salaries	146,000.00
For other expenses	78,000.00
For equipment purchases	1,000.00

Total	225,000.00
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(This appropriation hereinabove made to the Alcoholic Beverage Control Board shall be paid out of the gross proceeds from the licenses, permits, and tax on malt beverages.)

(4) ALABAMA STATE BAR ASSOCIATION:

For salaries, other expenses and equipment purchases	38,000.00
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(The above appropriation is payable out of the funds in the State Treasury to the credit of the Alabama State Bar Association, pursuant to Title 46, Chapter 3, Code of Alabama 1940.)

(5) DEPARTMENT OF CONSERVATION:

(a) Administrative Division:

For the fiscal year ending September 30, 1958:

For the salary of the Director....	10,000.00
For other salaries	195,000.00
For other expenses	81,272.00

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For equipment purchases	5,000.00	
For transfer to Personnel Department	8,728.00	
Total		300,000.00
For the fiscal year ending September 30, 1959:		
For the salary of the Director...	10,000.00	
For other salaries	195,000.00	
For other expenses	79,998.00	
For equipment purchases	5,000.00	
For transfer to Personnel Department	10,002.00	
Total		300,000.00

(The above appropriation shall be paid out of the Department of Conservation — Administrative Fund and includes the appropriations made to this Division as provided in this section.)

(b) State Forestry Division:

For the fiscal year ending
September 30, 1958:

For salaries	1,275,000.00	
For other expenses	405,000.00	
For equipment purchases	185,000.00	
For additions and betterments	33,250.00	
For transfer to Conservation Department—Administrative Account	125,000.00	
Total		2,023,250.00

For the fiscal year ending
September 30, 1959:

For salaries	1,275,000.00	
For other expenses	405,000.00	
For equipment purchases	165,000.00	
For additions and betterments	3,000.00	
For transfer to Conservation Department—Administrative Account	125,000.00	
Total		1,973,000.00

(The funds hereinabove appropriated to the Forestry Division shall be paid out of the Forestry Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (2) of this Act. In the event of an emergency, so determined by the Director of Conservation and the Governor, the Director of Conservation with the approval of the Governor, is hereby au-

thorized to meet such emergency by transferring to and from any item of expenditure herein appropriated for use by the Division of Forestry.)

(c) Game and Fish Division:

For the fiscal year ending
September 30, 1958:

For salaries	649,376.00	
For other expenses	476,000.00	
For equipment purchases	100,000.00	
For additions and betterments.....	160,000.00	
For transfer to Conservation Department—Administrative Account	145,000.00	
Total		1,530,376.00

For the fiscal year ending
September 30, 1959:

For salaries	668,212.00	
For other expenses	494,800.00	
For equipment purchases	100,000.00	
For additions and betterments.....	170,000.00	
For transfer to Conservation Department—Administrative Account	145,000.00	
Total		1,578,012.00

(The funds hereinabove appropriated to the Game and Fish Division shall be paid out of the Game and Fish Fund.)

(d) State Lands Division:

For salaries	25,020.00	
For other expenses	12,435.00	
For equipment purchases	3,000.00	
Total		40,455.00

(The funds hereinabove appropriated to the State Lands Division shall be paid out of the State Lands Division Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (2) in this Act.)

(e) State Parks Division:

For salaries	140,000.00	
For other expenses	154,000.00	
Total		294,000.00

(The funds hereinabove appropriated to the State Parks Division shall be paid out of the

State Parks Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (2) in this Act.)

(f) Seafoods Division:

For salaries	68,592.00	
For other expenses	51,500.00	
For equipment purchases	25,000.00	
For additions and betterments	130,000.00	
For transfer to Conservation Department—Administrative Account	30,000.00	
Total		305,092.00

The funds hereinabove appropriated to the Seafood Division shall be paid out of the Seafood Fund.

(6) BOARD OF CORRECTIONS:

For the fiscal year ending
September 30, 1958:

For the salary of the Commissioner	12,000.00
For transfer to the State Personnel Department	5,251.00
For other salaries and expenses incident to the operation and maintenance of the convict system of Alabama, so much as may be necessary.	

For the fiscal year ending
September 30, 1959:

For the salary of the Commissioner	12,000.00
For transfer to the State Personnel Department	6,017.00
For other salaries and expenses incident to the operation and maintenance of the convict system of Alabama, so much as may be necessary.	

The above appropriation to the Board of Corrections shall be paid out of all of the receipts from the administration of the department, including the labor of the convicts, and all other funds appropriated to the Board.

(7) ALABAMA STATE DOCKS BOARD:

For transfer to the State Personnel Department:

For the fiscal year ending September 30, 1958	8,009.00
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For the fiscal year ending September 30, 1959	9,178.00
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The above appropriation shall be paid from income, receipts and revenues derived from the operations of the Alabama State Docks Board.

(8) HEALTH DEPARTMENT:

(a) Hospital Licensing:

For the fiscal year ending
September 30, 1958:

For salaries	9,150.00
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For the fiscal year ending
September 30, 1959:

For salaries	9,340.00
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The above appropriations are payable from funds in the Hospital Licensing Fund and shall be the maximum amounts expended therefrom.

(b) Bureau of Vital Statistics:

For salaries	46,200.00
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The above appropriations are payable from the funds in the Vital Statistics Fund and shall be the maximum amounts expended therefrom.

(9) HIGHWAYS AND BRIDGES:

For interest and sinking funds on outstanding highway bonds, so much of the gasoline taxes and motor vehicle licenses collected as may be necessary to pay the same; and for the compensation of the State Highway Director, \$10,000.00 estimated; for transfer to the State Personnel Department, \$39,906.00 for the fiscal year ending September 30, 1958 and \$45,731.00 for the fiscal year ending September 30, 1959; for maintenance and construction of roads and bridges, for salaries and for other expenses of the Highway Department, the residue of gasoline taxes, motor vehicle licenses, and all other revenues coming in or accruing to the Highway Department by virtue of Federal aid.

(10) DEPARTMENT OF INDUSTRIAL RELATIONS:

For salary of the Director, estimated For transfer to the State Personnel Department:	10,800.00
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For the fiscal year ending September 30, 1958	8,485.00
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For the fiscal year ending September 30, 1959	9,723.00
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For other salaries and expenses incident to the operation and manage-

ment of the Department; for U. S. Employment Service, U. S. Unemployment Compensation and for such other funds, services and operations for which the United States Government may provide monies there is hereby appropriated, in addition to the amounts appropriated herein in Item III A (20), all such sums as the United States Government may make available therefor.

(11) STATE INSURANCE FUND:

For the fiscal year ending
September 30, 1958:

For salaries	46,650.00	
For other expenses	16,475.00	
For equipment purchases	8,500.00	
Total		71,625.00

For the fiscal year ending
September 30, 1959:

For salaries	55,044.00	
For other expenses	17,925.00	
For equipment purchases	6,500.00	
Total		79,469.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Insurance Fund, pursuant to Title 28, Section 325, Code of Alabama 1940.

(12) LAW ENFORCEMENT:

To carry out the provisions of Sections 251 and 260 of Title 29, Code of Alabama 1940, estimated

8,000.00

(13) STATE LICENSING BOARD FOR
GENERAL CONTRACTORS:

For the fiscal year ending
September 30, 1958:

For salaries	19,900.00	
For other expenses	12,385.00	
For equipment purchases	600.00	
Total		32,885.00

For the fiscal year ending
September 30, 1959:

For salaries	20,050.00	
For other expenses	15,910.00	
For equipment purchases	600.00	
Total		36,560.00

In addition to the amounts appropriated hereinabove to the State Licensing Board for General Contractors, there is hereby appropriated such an amount as may be necessary to pay the refund of any application for license which may have been rejected by the Board or application withdrawn by request of applicant.

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Licensing Board for General Contractors pursuant to Title 46, Chapter 4, Code of Alabama 1940.

(14) LIQUIFIED PETROLEUM GAS COMMISSION:

For the fiscal year ending
September 30, 1958:

For salaries of the three Commissioners	7,500.00
For other salaries	13,404.00
For other expenses	6,085.00
For equipment purchases	2,000.00

Total	28,989.00
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For the fiscal year ending
September 30, 1959:

For salaries of the three Commissioners	7,500.00
For other salaries	13,404.00
For other expenses	6,085.00
For equipment purchases	4,000.00

Total	30,989.00
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The above appropriation is payable from funds in the State Treasury to the credit of the Liquified Petroleum Gas Fund and shall be the maximum amounts expended therefrom.

(15) ALABAMA MILK CONTROL BOARD:

For the fiscal year ending
September 30, 1958:

For salaries	54,700.00
For other expenses	32,420.00
For equipment purchases	1,000.00

Total	88,120.00
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For the fiscal year ending
September 30, 1959:

For salaries	54,888.00
For other expenses	33,854.00
For equipment purchases	1,000.00

Total	89,742.00
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The above appropriation shall be paid out of the Milk Control Board Fund as is provided in Title 22, Chapter 7, Code of Alabama 1940.

(16) BOARD OF NURSES EXAMINERS AND REGISTRATION:

For the fiscal year ending
September 30, 1958:

For salaries	15,702.00	
For other expenses	11,780.00	
For equipment purchases	1,600.00	
Total		29,082.00

For the fiscal year ending
September 30, 1959:

For salaries	16,408.00	
For other expenses	13,950.00	
For equipment purchases	2,000.00	
Total		32,358.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Board of Nurses' Examiners and Registration as provided in Title 46, Chapter 10, Code of Alabama 1940, as amended.

(17) OIL AND GAS BOARD:

For salaries	55,000.00	
For other expenses	33,500.00	
For equipment purchases	5,500.00	
For salaries, other expenses and equipment to be allotted upon opening of new oil and gas fields	25,000.00	
Total		119,000.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Oil and Gas Fund pursuant to the provisions of Act No. 1, approved May 22, 1945.

(18) PENSIONS:

- (a) For Confederate veterans and their widows: Such an amount as may be necessary to pay all the pensions allowed to Confederate soldiers and sailors and their widows.
- (b) Pension Commission:

For the fiscal year ending
September 30, 1958:

For salaries	4,680.00	
For other expenses	100.00	
Total		4,780.00

For the fiscal year ending
September 30, 1959:

For salaries	4,920.00	
For other expenses	100.00	
For equipment purchases	250.00	
Total		5,270.00

The above appropriation shall be paid out of the proceeds from the levy of the one mill tax as provided by Title 51, Section 19, Code of Alabama 1940.

(19) PERSONNEL DEPARTMENT:

For the fiscal year ending
September 30, 1958:

For salary of the Director	9,000.00	
For other salaries	90,000.00	
For other expenses	18,000.00	
For equipment purchases	4,500.00	
Total		121,500.00

For the fiscal year ending
September 30, 1959:

For salary of the Director	9,000.00	
For other salaries	93,000.00	
For other expenses	32,655.00	
For equipment purchases	2,000.00	
Total		136,655.00

The above appropriation shall be paid from funds transferred to, or received by, the State Personnel Department provided in this or any other Act.

(20) PUBLIC SCHOOL FUND:

For the Public School Fund all funds derived from the levy of the special annual tax of thirty cents on each one hundred dollars (\$100.00) of taxable property in this State for the support and maintenance of the public schools and from other funds mentioned and enumerated in Sections 257, 258, and 260 of the Constitution of 1901; and the amount appropriated from all other funds as is now provided by law, provided however, not more than four per cent of all funds appropriated in this Section shall be used or expended otherwise than for the payment of teachers employed in such schools.

(21) ALABAMA PUBLIC SERVICE COMMISSION:

For salary of President and Two Associate Commissioners	21,300.00	
For other salaries	127,000.00	
For other expenses	60,700.00	
For equipment purchases	6,000.00	
Total		215,000.00

The above appropriation to the Alabama Public Service Commission shall be payable only out of inspection and supervision

fees paid by utilities and transportation companies, and such parts or percentage of fees and taxes paid by motor carriers or motor transportation companies as are now or may be set aside by law to be used by the Commission; and all receipts from fees and taxes paid to the Alabama Public Service Commission in excess of \$50,000.00 at the end of each fiscal year shall revert to the General Fund in the State Treasury.

(22) DEPARTMENT OF PENSIONS AND SECURITY:

For the salary of the Commissioner	10,000.00
For transfer to the State Personnel Department:	

For the fiscal year ending September 30, 1958	11,325.00
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For the fiscal year ending September 30, 1959	12,978.00
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For other salaries and expenses incident to the operation and management of the Department for all welfare purposes as provided by law, there is hereby appropriated, in addition to the amounts set out in Item 111 A (26) all Federal, State, County and Municipal funds made available therefor, provided that not more than the sum of two million two hundred thousand (\$2,200,000.00) of the State funds made available for welfare purposes may be used for administrative purposes of the Department, provided further, that not more than twenty-seven and one-half percentum of the State funds made available for welfare purposes may be allotted in any one quarter of a fiscal year.

(23) ALABAMA REAL ESTATE COMMISSION:

For the fiscal year ending September 30, 1958:

For salaries	20,000.00
For other expenses	14,000.00
For equipment purchases	3,500.00

Total	37,500.00
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For the fiscal year ending September 30, 1959:

For salaries	20,000.00
For other expenses	14,000.00
For equipment purchases	1,000.00

Total	35,000.00
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The above appropriation shall be paid out of the receipts to the Alabama Real Estate Fund as provided in Title 46, Chapter 14, of the Code of Alabama 1940, as amended, and the

amounts appropriated herein shall be the maximum expenditure pursuant thereto.

(24) STATE BOARD OF REGISTRATION
FOR ARCHITECTS:

For the fiscal year ending
September 30, 1958:

For salaries	1,200.00	
For other expenses	2,358.00	
Total		3,558.00

For the fiscal year ending
September 30, 1959:

For salaries	1,200.00	
For other expenses	2,803.00	
Total		4,003.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Board of Registration for Architects pursuant to Title 46, Chapter 2, Code of Alabama 1940, as amended.

(25) STATE BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS:

For the fiscal year ending
September 30, 1958:

For salaries	13,116.00	
For other expensse	9,125.00	
For equipment purchases	500.00	
Total		22,741.00

For the fiscal year ending
September 30, 1959:

For salaries	13,404.00	
For other expenses	11,713.00	
For equipment purchases	500.00	
Total		25,617.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Professional Engineers Fund as provided in Title 46, Chapter 7, Code of Alabama 1940, as amended.

(26) DEPARTMENT OF REVENUE:

For the Administrative Account of the Department of Revenue there is hereby transferred from the General Fund and appropriated as provided in Item III A (30) of this Act.

For the fiscal year ending September 30, 1958	272,000.00
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For the fiscal year ending September 30, 1959	288,000.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Financial Institution Excise Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	37,539.00
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For the fiscal year ending September 30, 1959	39,863.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Forest Severance Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	40,000.00
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For the fiscal year ending September 30, 1959	40,000.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Gasoline Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	207,864.00
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For the fiscal year ending September 30, 1959	220,737.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from Income Tax collections, for the cost of collecting said tax,

For the fiscal year ending September 30, 1958	564,014.00
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For the fiscal year ending September 30, 1959	598,943.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Iron Ore Tonnage Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	4,167.00
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For the fiscal year ending September 30, 1959	4,425.00
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There is hereby appropriated for transfer to Revenue Department, Ad-

ministrative Account, from the gross proceeds of Mileage Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	139,290.00
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For the fiscal year ending September 30, 1959	147,916.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Fuel Tax collections as part of the cost of operating said Department.

For the fiscal year ending September 30, 1958	102,530.00
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For the fiscal year ending September 30, 1959	108,880.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Vehicle License collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	180,823.00
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For the fiscal year ending September 30, 1959	154,826.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the Pension Fund as part of the cost of collection of the 1-Mill Ad Valorem Tax,

For the fiscal year ending September 30, 1958	21,885.00
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For the fiscal year ending September 30, 1959	23,240.00
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There is hereby appropriated for transfer to the Revenue Department, Administrative Account, from the Public School Fund as part of the cost of collection of the 3-Mill Ad Valorem Tax,

For the fiscal year ending September 30, 1958	65,576.00
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For the fiscal year ending September 30, 1959	69,637.00
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There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Sales Tax collections as part of the cost of operating said Department,

For the fiscal year ending
September 30, 1958 1,420,004.00

For the fiscal year ending
September 30, 1959 1,507,942.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Store License Tax collections as part of the cost of operating said Department,

For the fiscal year ending
September 30, 1958 21,534.00

For the fiscal year ending
September 30, 1959 22,867.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Tobacco Tax collections as part of the cost of operating said Department,

For the fiscal year ending
September 30, 1958 237,810.00

For the fiscal year ending
September 30, 1959 252,537.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Use Tax collections as part of the cost of operating said Department,

For the fiscal year ending
September 30, 1958 113,862.00

For the fiscal year ending
September 30, 1959 120,913.00

For the fiscal year ending
September 30, 1958:

Total 3,428,898.00

For the fiscal year ending
September 30, 1959:

Total 3,600,726.00

There is hereby appropriated to the Revenue Department from the gross proceeds of motor vehicle license collections for the purchase only, of motor vehicle license tags,

For the fiscal year ending
September 30, 1958 422,326.00

For the fiscal year ending
September 30, 1959 485,675.00

(27) DEPARTMENT OF REVENUE—
ADMINISTRATIVE ACCOUNT:

For the fiscal year ending
September 30, 1958:

For the salary of the Commissioner	10,000.00	
For other salaries	2,193,731.00	
For other expenses	1,063,036.00	
For equipment purchases	35,420.00	
For transfer to State Personnel Department	5,830.00	
Total		3,308,017.00

For the fiscal year ending
September 30, 1959:

For the salary of the Commissioner	10,000.00	
For other salaries	2,208,819.00	
For other expenses	1,221,321.00	
For equipment purchases	34,139.00	
For transfer to State Personnel Department	6,681.00	
Total		3,480,960.00

The amounts herein appropriated for the cost of maintenance and operation of the Department of Revenue are in lieu of any other statutory provision for the payment of the cost of operating said Department or collection of the taxes as authorized by law. Provided, however, in addition to the amount hereinabove appropriated, there is hereby appropriated to the Department of Revenue all sums allowed the Department of Revenue by Local Acts of the Legislature as a charge for the collection of taxes or licenses.

(28) STATE BOARD OF VETERINARY MEDICAL EXAMINERS:

For salaries	100.00	
For other expenses	2,900.00	
Total		3,000.00

The above appropriation is payable out of funds in the State Treasury to the credit of the State Board of Veterinary Medical Examiners, pursuant to the provisions of Act No. 945, approved September 13, 1951.

(29) SHIPPING POINT INSPECTION:

There is hereby appropriated for Shipping Point Inspection work performed by the Department of Agriculture and Industries for the payment of salaries, other expenses and equipment purchases all fees and charges collected by the Commissioner of Agriculture and Industries and deposited into the Shipping Point Inspection Fund created by Act No. 26

of the Legislature of 1956, Second Special Session, approved March 23, 1956, and such appropriation to the Department of Agriculture and Industries shall include all fees and charges collected and deposited therein for Shipping Point Inspection, grading and classification services for agricultural products including services furnished for weighing and issuing weight certificates to be used for the sale of agricultural commodities. The above appropriation shall be paid out of receipts to the Shipping Point Inspection Fund. (Act No. 26, Legislature of 1956, approved March 23, 1956.)

(30) STATE DEPARTMENT OF EDUCATION:

For Temperance Education:

For the fiscal year ending
September 30, 1958:

For salaries	10,320.00	
For other expenses	14,680.00	
Total		25,000.00

For the fiscal year ending
September 30, 1959:

For salaries	11,040.00	
For other expenses	13,960.00	
Total		25,000.00

The above appropriation shall be paid from the funds transferred from the Alcoholic Beverage Control Board in III, G, (3), d of this Act.

Section 3. That any surplus remaining in any appropriation herein made from the General Fund for the payment of salaries in any office, department, bureau, board, commission, or other agency after provision has been made for the payment of all salaries in that office, department, bureau, board, commission, or other agency for which the appropriation is made, may be transferred, on order of the Governor, to any other appropriation herein made from the General Fund for the payment of all salaries in any office, department, bureau, board, commission, or other agency when the appropriation herein made from the General Fund for the payment of salaries in that office, department, bureau, board, commission, or other agency is insufficient to pay all the salaries in that office, department, bureau, board, commission, or other agency according to the pay plan recommended by the Personnel Board, and approved by the Governor.

Section 4. That, except as may be herein otherwise provided, the amounts herein specifically appropriated shall be in lieu of the amounts heretofore provided or appropriated by law for such purposes. That the amounts herein appropriated are the maximum amounts to be expended for the purposes herein designated and that in no event shall the maximum expenditure provided for any items of expense exceed the amount allocated herein except for these appropriations designated as 'estimated,' and all appropriations herein made except appropriations

to the Alabama Alcoholic Beverage Control Board for the purchase of alcoholic beverages are and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 5. That nothing in this Act shall be construed to affect or repeal any law authorizing or permitting any college, school, or other educational or eleemosynary institution of the State to receive, collect or disburse any fees, tuition, charges, sales, endowments, trusts, or income therefrom, which it now or may hereafter be authorized to receive, collect or disburse.

Section 6. In addition to the appropriations herein made, all gifts, grants, or contributions, including grants by the Congress of the United States, municipalities, or counties, to any department, division, board, bureau, commission, agency, institution, office or officer of the State of Alabama are hereby appropriated and, in the event the same are recurring, are reappropriated to such department, division board, bureau, commission, agency, institution, office or officer to be used only for the purpose or purposes for which the grant or contribution was or shall be made.

Section 7. That, if any section, paragraph, sentence, clause, provision or portion of this Act or all or any portion of any appropriation or appropriations herein made be held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provisions, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made, not in and of itself unconstitutional or invalid.

Section 8. That all laws and parts of laws, general, special, private or local, in conflict with or inconsistent with the provisions of this Act be, and the same are hereby expressly repealed.

Section 9. That this Act shall become effective on October 1, 1957.

Which was adopted.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Cooper	Flowers	Lamberth
Allen	Davis (Lowndes)	Givhan	Leonard
Boutwell	Davis (Pickens)	Grisham	Little
Bradford	Dyar	Hall	Metcalf
Calvin	Eddins	James	Moses
Cantrell	Engelhardt	Jones	Newton

Reeves	Shelton	Tate	Yarbrough (Autauga)
Roberts	Skidmore	Van Antwerp	Yarbrough (Randolph)
Robison	Smith	Vann	—34
Nays:			—0

BILLS ON THIRD READING RESUMED

The bill:

H. 5. To make an appropriation to the State Superintendent of Education for the purpose of contracting with Tuskegee Institute for undergraduate and graduate instruction of Alabama residents in engineering, veterinary medicine, nursing, home economics and agriculture.

Was taken up.

The Standing Committee on Finance and Taxation reported the following amendment to the bill, to-wit:

Finance and Taxation Committee
Amendment to H. B. 5:

Amend House Bill 5 by striking therefrom the figures \$400,000.00 wherever same appears therein and inserting thereof the figures \$350,00.00

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays: —0

The Bill:

H. 138. To provide a State scholarship program to promote the education of negro nurses; and making an appropriation therefor.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays:

—0

The Bill:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Shelton
Allen	Eddins	Little	Skidmore
Boutwell	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Davis (Lowndes)	Jones	Robison	Yarbrough (Randolph)
Davis (Pickens)	Lamberth		—33

Nays:

—0

The Bill:

H. 857. To provide for and define mining partnerships; to regulate the same, and provide for the disposition or conveyance of the property of mining partnerships and the individual members thereof.

Was taken up.

Mr. Cooper offered the following amendment to the bill, to-wit:

Amend the Bill, H. B. 857, as follows: Add the following section to the bill:

"Section 15. This Act shall apply in all counties having a population of less than 63,750, according to the last or any subsequent federal decennial census, and shall also apply in all counties having a population in excess of 72,750, according to the last or any subsequent federal decennial census; but the Act shall not apply in any county having a population of not less than 63,750 nor more than 72,750, according to the last or any subsequent federal decennial census."

Which was adopted.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Robison
Allen	Eddins	Lamberth	Shelton
Boutwell	Engelhardt	Leonard	Skidmore
Bradford	Flowers	Little	Tate
Calvin	Givhan	Metcalf	Van Antwerp
Cantrell	Grisham	Moses	Vann
Cooper	Hall	Newton	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)			—32

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Allen	Engelhardt	Leonard	Skidmore
Boutwell	Flowers	Metcalf	Smith
Calvin	Givhan	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)
Davis (Pickens)	Jones	Robison	Yarbrough (Randolph)
Dyar			—32

Nays:

—0

The Bill:

H. 9. To make an appropriation for the support of the Southern Regional Council on Mental Health Training and Research.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 10. To make an appropriation for the support of the Council of State Governments.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton
Allen	Eddins	Leonard	Skidmore
Boutwell	Engelhardt	Little	Smith
Bradford	Flowers	Metcalf	Tate
Calvin	Givhan	Moses	Van Antwerp
Cantrell	Grisham	Newton	Vann
Cooper	Hall	Reeves	Yarbrough (Autauga)
Davis (Lowndes)	James	Roberts	Yarbrough (Randolph)
Davis (Pickens)	Jones	Robison	—34

Nays:

—0

The Bill:

H. 141. Relating to the destruction of public records; authorizing the State Treasurer to destroy cancelled state warrants which have been on file in his office for seven years or more, and to destroy the journals pertaining to such old warrants.

Was read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	James	Robison
Allen	Dyar	Jones	Shelton
Boutwell	Eddins	Lamberth	Skidmore
Bradford	Engelhardt	Metcalf	Tate
Calvin	Flowers	Moses	Van Antwerp
Cantrell	Givhan	Newton	Yarbrough (Autauga)
Cooper	Grisham	Reeves	Yarbrough (Randolph)
Davis (Lowndes)	Hall		—29

Nays:

—0

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 178. To amend further Section 29 of Title 60, Code of Alabama (1940).

Also:

S. 392. To propose an amendment to the Constitution of Alabama relative to Macon County.

Also:

S. 318. To further amend Act No. 288, approved July 7, 1945 (General Acts of Alabama, 1945, page 478), entitled "An Act To Provide Judicial Officers of the State; to designate them as Supernumerary Circuit Judges; to provide the conditions under which a Judge of the Circuit Court may become a Supernumerary Circuit Judge; to prescribe the qualifications, tenure of office, duties, powers, authority, compensation, and the method of removal from office of such Supernumerary Circuit Judges, and to appropriate funds for the payment of such compensation."

A. C. SHELTON,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolutions, with the original Senate Bills and Senate Joint Resolutions, respectively, and finds same correctly enrolled, to-wit:

S. J. R. 97. Authorizing the State Highway Department to erect and maintain signs and markers designating the "Herman Nelson Highway".

Also:

S. J. R. 99. Naming House Bill No. 446.

Also:

S. 526. Relating to incorporated cities having a population of not less than 75,000 nor more than 125,000, according to the last or any subsequent federal decennial census; providing for city planning and zoning; creating a planning commission for each such city; prescribing the powers and duties of such a commission; and providing for and regulating appeals from orders, decisions, and actions of the council, commission or like legislative body of each such city made or taken in connection with the recommendations of the planning commission.

Also:

S. 173. To repeal an Act of the Legislature entitled "An Act relating to Cities having a population of as many as 35,000 and less than 75,000 inhabitants; amending further the Act approved July 9, 1953, which created and established a retirement system for Policemen and Firemen of such cities (Act No. 379 H. 786, General Acts 1943, page 349", approved August 22, 1951 (1951 Acts page 909).

Also:

S. 217. To further amend Section 402 (17), Title 37, of the Code of Alabama 1940, which was last amended by Act No. 116, of the General Acts of Alabama 1956, relating to the board of directors of municipal corporations for the purpose of owning, operating and financing water, sewer, gas and electric systems.

Also:

S. 510. Relating to civil remedies and procedure; providing that in any civil action proof that an alleged act of a party or parties was committed by or through an agent, servant or employee of such party or parties shall be sufficient proof of the allegation, but giving such party or parties the right to plead the statute of limitations applicable to the case made by the evidence offered.

Also:

S. 172. To amend Sections 5, 12, 14, 15 and 21 of an Act entitled "An Act to establish in all cities in the State of Alabama, which now have a population of as many as 35,000 and less than 75,000 according to the last Federal Census, or which shall have such population according to

any such census that may hereafter be taken, a Policemen's and Firemen's Retirement Fund, and to provide for such fund, its sources, management, and administration; to provide for a Board of Trustees and a Secretary-Treasurer thereof for such Fund and to provide for their duties, powers, and authority; to provide for the retirement and for reinstatement of active or retired members of such departments and payment of benefits provided for hereunder and payment of benefits to widows, orphans, and widowed mothers of such members; to prescribe duties of the city attorney; to provide for payment of expenses by said Board of Trustees; and to provide for appeals from rulings of the Board of Trustees." approved July 9, 1943, as amended by an Act entitled "An Act to amend Sections 5, 12, 15, 17 and 18 of an Act of the Legislature entitled 'An act to establish in all cities in the State of Alabama, which now have a population of as many as 35,000 and less than 75,000, according to the last Federal Census, or which shall have such population according to any such census that may hereafter be taken, a Policemen and Firemen's Retirement Fund, and to provide for such fund, its sources, management, and administration; to provide for a Board of Trustees and a Secretary-Treasurer thereof for such Fund and to provide for their duties, powers, and authority; to provide for the retirement and for reinstatement of active or retired members of such departments and payment of benefits provided for hereunder and payment of benefits to widows, orphans, and widowed mothers of such members; to prescribe duties of the city attorney; to provide for payment of expenses by said Board of Trustees; and to provide for payment of expenses by said Board of Trustees; and to provide for appeals from rulings of the Board of Trustees', approved July 9, 1943, Act No. 379, General Acts, 1943, p. 349," approved June 28, 1945.

Also:

S. 351. To amend further Section 37 of Title 52 of the Code of Alabama (1940) which relates to the authority of board and trustees of institutions to borrow from federal agencies or others.

Also:

S. 476. To provide that in any case where general obligation bonds of a county or a municipality have heretofore been or may hereafter be authorized at an election held pursuant to the provisions of Subdivision 1 of Article 2 of Chapter 6 of Title 37 of the Code of Alabama of 1940, as amended, and are issued and sold in series rather than as an entirety, it shall not be necessary for each series of such bonds to mature or be payable in the manner required by the applicable provisions of Section 255 of Title 37 of the Code of Alabama of 1940, as amended, so long as all such bonds so authorized taken together mature or are payable in the manner provided by the applicable provisions of said Section 255.

Also:

S. 491. To apply in all counties having a population of not less than 46,000 nor more than 49,000, according to the last or any subsequent federal decennial census; authorizing the court of county commissioners, board of revenue, or like governing body of such counties to appropriate the public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

S. 495. TO EXTEND, alter and rearrange the boundary lines and corporate limits of the City of Talladega, Talladega County, Alabama.

Also:

S. 496. Relating to the Twentieth Judicial Circuit, which is composed of Houston and Henry Counties; fixing the salary of the Official Court Reporter of such circuit and providing for the payment thereof.

Also:

S. 500. For the relief of George Dean and Mrs. Ed Pettus, doing business as Pettus Bonding Co., of Montgomery, Alabama.

Also:

S. 504. Relating to Geneva County: To amend further Section 1 of Act No. 550, S. B. 433, approved October 8, 1947 (Local Acts of Alabama, 1947, p. 374), entitled "An Act To provide for the appointment of the County Superintendent of Education, prescribing his qualifications and providing for his term of office, salary, powers, duties, and removal."

Also:

S. 497. Relating to Houston County: To amend Section 6 of Act No. 9, S. 93, approved May 24, 1957, entitled an Act "To create and establish a Board of Revenue and Control for Houston County, Alabama, to be composed of five district commissioners and the Judge of Probate who shall serve as ex officio chairman, in place of the board of revenue now existing in said County, and abolishing said board of revenue of Houston County; to provide for the four members now serving as commissioners on the board of revenue to hold office on the Board of Revenue and Control until their terms shall expire and their successors elected and qualified; to provide for compensation of the members and the manner of payments; to divide the County into five districts by adding the fifth district and prescribing the method by which this additional commissioner shall be appointed; to provide for the election of the district commissioners prescribing their required qualifications, terms of office, duties and compensation, and the numbered precincts in each district so created and established; to provide for selection of one of the commissioners to serve as vice-chairman of the board; to prescribe a quorum for the purpose of transacting business of the county; providing for appointments to fill vacancies on the board; prescribing bonds for all commissioners and the Judge of Probate as ex officio chairman of the board; to provide for the appointment of county engineer and defining his duties, power and authority and prescribing a maximum salary for the position; to provide for powers and authority of board members and to prescribe regular meeting dates of the board; to provide procedure for the making of contracts for construction, and/or the purchase of road and bridge material, teams, tools, machinery, supplies or equipment; to provide for repeal of all laws in conflict with this Act, and especially repealing certain acts designated," by providing for an increase in the county engineer's salary to an amount not to exceed \$10,000 per annum and to provide for an expense allowance for the county engineer not to exceed \$1,500.00 per annum.

Also:

S. 513. Providing further for the election of the members and presiding officer of the court of county commissioners, board of revenue or like governing body of each county having a population of not less than 125,000 nor more than 225,000, according to the last or any subsequent federal decennial census.

Also:

S. 516. For the relief of George F. Winter and to authorize and direct the Court of County Commissioners of Butler County, Alabama, to pay to the said George F. Winter the sum of Eighty-Nine Dollars (\$89.00) for the damage to the automobile of the said George F. Winter.

Also:

S. 525. To propose an amendment to the Constitution of Alabama relating to the levy and collection of a special property tax for public

school purposes in Russell County; and authorizing the county and city boards of education, upon the levy of such special tax, to issue tax anticipation bonds, and to pledge the proceeds of the tax to the payment of the interest on and principal of such bonds.

Also:

S. 528. To authorize all towns having a population of not less than one thousand nor more than two thousand population according to the 1950 or any succeeding Federal decennial census which have fire fighting equipment or personnel to use such equipment and personnel in the police jurisdiction; to authorize licenses by such towns at not exceeding 75% of the rates within the corporate limits; to authorize such towns to make available fire fighting personnel and equipment to protect the property of such towns located in the same county; and to exempt such towns and their personnel from liability and obligation and to grant protection as if they were acting inside of the corporate limits.

Also:

S. 536. Relating to Marshall County: To fix the salary of the county superintendent of education of such county.

Also:

S. 537. Authorizing and directing the court of county commissioners, board of revenue or like governing body of Geneva County to pay to the sheriff of the county an allowance to defray the expenses incurred by such sheriff in the performance of his official duties.

Also:

S. 538. Relating to Geneva County; fixing the compensation and providing an expense allowance for members of the county governing body.

Also:

S. 539. Relating to Geneva County: to authorize and direct the county governing body of such county to reimburse the sheriff of such county for hospital and medical expenses incurred because of injuries received in the performance of his official duties.

Also:

S. 540. To authorize the Court of County Commissioners of Lee County, Alabama to levy on all persons, corporations, co-partnerships, companies, agencies and associations selling, distributing or delivering to retailers any malt or brewed beverages, including beer, lager beer, ale, porter or similar fermented malt liquor containing one-half of one percentum or more of alcohol by volume, a privilege tax not to exceed two cents on each sixteen fluid ounces or fractional part thereof for the privilege of selling, distributing or delivering same to retailers in the County of Lee, Alabama; to authorize said Court of County Commissioners and the governing bodies of incorporated municipalities within Lee County to collect said tax and place it in the funds of the respective collecting bodies; to authorize the making of rules and regulations for collection of such tax; to make provision for the use of the funds derived from said privilege tax; to repeal all laws and parts of laws in conflict with this Act, and to provide when this Act shall become effective.

Also:

S. 541. To alter or rearrange the boundary lines of the City of Montgomery, Alabama, so as to include within the corporate limits of said City territory not already included therein.

Also:

S. 534. To authorize and make provision for the incorporation, in any county of the State of Alabama having a population of not less than 94,000 nor more than 134,000 according to the last or any subsequent federal decennial census, of an authority as a public corporation for the purpose of acquiring, constructing, enlarging, equipping, improving, maintaining, developing and operating airports, heliports, airport buildings and facilities and of constructing, acquiring, establishing, improving, extending, enlarging, reconstructing, equipping, maintaining, repairing and operating building, structures and facilities suitable for use as retail shopping areas or centers, parks, exhibits, exhibitions or for the conduct of any lawful business, at, upon, or adjacent to any airport, heliport or aircraft landing area owned or operated by such authority and leasing or letting such buildings, structures or facilities; to provide for the election of the directors and officers of such authority; to specify its powers; to endow such authority with certain powers of eminent domain; to provide that any county and any city in any county for which an authority has been organized under this act may aid and cooperate in the planning, undertaking construction and operation of airports, heliports and air navigation facilities and may lend, give, donate, sell, convey or transfer money, real property, personal property, mixed property or any right capable of transfer to such authority; to provide that no action or suit shall be brought or maintained against such authority or a director thereof for or on account of the negligence of the authority or director or of its or his agents, servants or employees; to authorize the issuance by such authority of interest bearing revenue bonds payable solely out of the revenues of the authority; to specify provisions of said bonds and to declare them to be negotiable instruments; to provide that said bonds may be secured by pledge of any of the revenues of such authority to which its right then exists or may thereafter come into existence; to provide that such pledge may be provided for in an indenture between said authority and a corporate trustee or by resolution providing for the issuance of the bonds; to provide that said authority may include in any indenture or resolution authorizing the issuance of bonds provisions customarily contained in instruments securing evidence of indebtedness; to specify the use to which the proceeds of said bonds may be put; to authorize the refunding of said bonds; to provide for remedies in the event of any default; to exempt from all taxation the bonds issued by said authority and the income therefrom, the property of said authority, and the business and activities conducted or engaged in by said authority; to authorize the investment of municipal and county funds in bonds of the authority; to provide that said bonds shall be legal investments for fiduciaries and savings banks and insurance companies; to authorize the publication of notice of the adoption of the resolution authorizing said bonds and specifying the period of time after such publication within whose actions and defenses may be asserted respecting said bonds, pledge, and indenture and the proceedings authorizing the same; to provide that the provisions of this act shall be cumulative; to provide for audits of the books and accounts of the authority and to provide that the provisions of this act shall be severable.

Also:

S. 543. To fix the compensation of the coroner in all counties having a population of not less than 140,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Also:

S. 544. To amend Section 1 of the Act approved August 18, 1955 entitled "An Act To create in every county having a population of not less than 225,000 nor more than 400,000 inhabitants, according to the last or any subsequent decennial federal census, the position of

Coroner's Pathologist; to fix the qualifications therefor; to provide the method of his appointment and to fix his compensation and the manner in which it shall be paid," (Act No. 256, S. 292, 1955 Acts, Vol. I, p. 600).

Also:

S. 545. To amend further Section 1 of the act approved July 6, 1943 entitled "An Act To provide an Assistant for County Coroner in all counties having a population of not less than 140,000 nor more than 300,000 according to the last or any subsequent Federal census," (Act No. 563, S. 427, 1943 General Acts 561).

Also:

S. 547. To alter or re-arrange the boundary lines of the town of Reece City, Etowah County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in Etowah County, Alabama.

Also:

S. 548. Providing further for the operation of the county board of equalization of each county having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census; further regulating the term of service, compensation, and expense allowance of the members of the board; making further provision in regard to the office space and office fixtures and supplies of the board; and providing for the employment of a secretary-appraiser by the board and other employees of the board.

A. C. SHELTON,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, and House Joint Resolutions, your signature thereto is requested.

H. 393. To make an appropriation for each of the fiscal years ending September 30, 1958 and September 30, 1959 to The Armory Commission of Alabama to be used in providing necessary armory facilities for Alabama National Guard and Air National Guard units, including the matching of Federal funds made available to the State for such purpose and including the improvement and equipping of armories therefor.

Also:

H. J. R. 131. Relative to acknowledging grateful appreciation to Miss Mittie Miller for her many years of loyal and faithful service to the members of the Legislature.

Also:

H. J. R. 132. Relative to the public safety and order within this State being the responsibility of the Governor and State authorities

rather than of the Attorney General of the United States and agencies of the federal government.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL AND HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bill and House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 1074. To authorize and create an additional Judge of the Fifth Judicial Circuit of Alabama and to provide for his election, jurisdiction, powers, authority and qualifications, to render him liable to all the pains and penalties of the other Circuit Judges of the State and to provide for the salary of said Judge and specifying the residence requirements of the Circuit Judges of said Circuit.

Also:

H. 1131. To alter, rearrange and extend the boundary line of the corporate limits of the town of Southside in Etowah County, Alabama.

Also:

H. 1146. To provide for the relief of General Garner of Walker County; and to make an appropriation from the county treasury.

Also:

H. 969. To alter or rearrange the boundary lines of the municipality of Bayou La Batre, so as to include within the corporate limits of the municipality territory not already included therein; to provide for assessing for ad valorem taxation the property added to the municipality when certain services are rendered to the property owners and persons residing therein or are made available to them; to describe the services to be rendered and to exempt from taxation property added to the municipality by the extension of its boundaries when such services are not available or rendered; and to require the County of Mobile to continue to maintain the streets and roads in such added territory until such time as the property in such territory is assessed for taxation by the municipality.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

And requests a Committee of Conference, and the Speaker of the House has named as the Committee of Conference on the part of the House Messrs. Davis, Oden and Brown (Lamar).

OAKLEY MELTON, JR.,
Clerk.

HOUSE MESSAGE

On motion of Mr. Van Antwerp the Senate acceded to the request of the House for the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the bill, H. B. 1, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed as conferees on part of the Senate Messrs. Lamberth, Flowers and Boutwell.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 11. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill:

S. 387. To regulate further the purchasing practices of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

by a vote of a majority of the whole number elected to the House, said vote being: Yeas 65; Nays 1.

And said bill, as thus amended by the executive amendment, was again read at length and passed by a vote of a majority of the whole number elected to the House, said vote being: Yeas 60; Nays 0.

And said bill, together with the executive amendment, is herewith returned to the Senate.

OAKLEY MELTON, JR.,
Clerk.

BILLS ON THIRD READING RESUMED

The bill:

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed in this Act.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison
Allen	Dyar	Leonard	Shelton
Bradford	Eddins	Metcalf	Skidmore
Calvin	Engelhardt	Moses	Tate
Cantrell	Grisham	Newton	Van Antwerp
Cooper	Hall	Reeves	Vann
Davis (Lowndes)	James	Roberts	Yarbrough (Autauga)

—27

Nays:

—0

The Bill:

H. 337. Relating to the composition of the militia of the State.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	James	Robison
Allen	Dyar	Jones	Shelton
Bradford	Eddins	Lamberth	Skidmore
Calvin	Engelhardt	Metcalf	Tate
Cantrell	Givhan	Moses	Van Antwerp
Cooper	Grisham	Newton	Vann
Davis (Lowndes)	Hall	Reeves	Yarbrough (Autauga)

—27

Nays:

—0

The Bill:

H. 294. To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to provide for the selection of the members of the Authority, and to prescribe their powers, duties, terms, qualifications, and compensation; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers, duties, term, qualifications, and compensation; and to make an appropriation for the purposes of the Act.

Was taken up.

Mr. Cooper offered the following substitute to the bill, to-wit:

Substitute for H. B. 294:

A BILL
TO BE ENTITLED
AN ACT

To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to prescribe its powers and duties; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers and duties; and to make an appropriation for the purposes of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The Legislature finds that Alabama's water resources have become a factor of major importance in connection with the further industrial development and economic expansion of the State, and that in order to promote the economic development of the State, and to secure for the people of the State the benefits to be derived therefrom, it is necessary to exploit to the fullest the waterways potential of Alabama. It is, therefore, the purpose of this Act to create the Alabama River Development Authority, and to vest in such agency responsibility for promoting the development of the rivers and waterways of this State. In order to attain these ends, the Legislature declares that this Act shall be liberally construed.

Section 2. There shall be an Alabama River Development Authority, which shall be composed of the members of the State Planning and Industrial Development Board. The members of the Authority shall hold regular meetings at least once each month, and may hold special meetings at the call of the chairman; but no member of the Authority shall receive pay and allowances for more than fifty (50) days during any calendar year. The Authority may have an appropriate seal with such words and emblem as it may prescribe. The secretary shall notify each member in writing of all meetings of the Authority in such manner and under such rules and regulations as the Authority may prescribe. The Authority shall adopt rules and regulations for the transaction of its business; and the secretary shall keep a record of all its proceedings, and upon request, shall furnish a copy thereof to each member of the Authority. The members of the Authority shall receive the same compensation for their services as that provided in Act No. 342, General Acts 1955, page 765.

Section 3. The members of the Alabama River Development Authority shall choose a chairman and a vice-chairman from among their own number. The Director of the State Planning and Industrial Development Board shall be the administrator of the Authority. The administrator shall serve as secretary to the Authority and shall be custodian of its books, records, and papers, which he shall maintain at the office of the Authority; and he shall perform any and all functions and duties, and exercise any and all powers and authority, that may be delegated to him by the Authority. The administrator shall establish within the Authority such divisions or administrative units as may be necessary or convenient to the efficient performance of the functions and duties of the Authority. He may assign and reassign functions and duties within the Authority. All functions and duties of the Authority shall be exercised by the administrator acting by and through such administrative divisions or units as he may determine; and he shall have all power and authority necessary or convenient to carry out the functions and duties of the Authority, and the orders, rules, and regulations of the Authority, subject to the jurisdiction and direction of the Authority. The Administrator may employ such personnel as are necessary to the

efficient administration of the functions and duties of the Authority, but the employment, and the termination of the employment, of all personnel shall be subject to the approval of the Authority. All personnel employed by the administrator shall be appointed from lists of eligibles certified by the State Personnel Department as qualified to perform the duties required of them, but the personnel employed by the Alabama River Development Authority shall be subject to the provisions of the State Merit System only as to pay, and to recruitment in the manner aforesaid.

Section 4. The Alabama River Development Authority shall have the following powers and duties:

1) To investigate and make studies and surveys relative to the river system of the State of Alabama, and to seek to secure the development of an inland waterway system for the State, and make a report of such surveys and studies to the Governor and the Legislature.

2) To contract with county and municipal governments on a matching basis in order to make studies and surveys of the river system of the State.

3) To cooperate with State and local chambers of commerce, industrial development boards, or other local, state, regional, or national governmental agencies, groups, associations, or organizations, having an interest in river development; and to encourage and coordinate the efforts of other public and private organizations or groups of citizens to secure the development of the rivers of this State.

4) To aid in securing the enactment of federal legislation in support of river development; to attempt to secure for Alabama the full amounts of any federal funds which may be appropriated for river development purposes within the states; and, toward the ends mentioned herein, either to establish an office in Washington, D. C., or to employ representatives located in such city, in order to maintain liaison with the appropriate federal agencies and departments.

5) To promulgate such reasonable rules and regulations, consistent with the laws of this State, as may be necessary to carry out the provisions of this Act.

6) To exercise such other powers as may be appropriate to enable it to accomplish its functions and duties in connection with the promotion, planning, and engineering of river and waterway development in this State and to carry out the purposes of this Act.

Section 5. To carry out the provisions of this Act there is hereby appropriated from any funds in the State treasury not otherwise appropriated the sum of one hundred and twenty-five thousand dollars (\$125,000.00) for the fiscal year ending September 30, 1958, and the sum of one hundred and fifty thousand dollars (\$150,000.00) for the fiscal year ending September 30, 1959. The expenditure of all sums appropriated to the Authority shall be budgeted and allotted in accordance with the provisions of Article 3, Chapter 4, Title 55, Code of Alabama (1940), and shall be limited to the amount appropriated thereto for each fiscal year provided, however, that the Authority shall have the power to receive and expend all federal funds allocated to and subject to expenditure by the State of Alabama for river development.

Section 6. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this Act are repealed.

Section 8. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Bradford	Flowers	Metcalf	Smith
Calvin	Givhan	Moses	Tate
Cooper	Grisham	Newton	Van Antwerp
Davis (Lowndes)	Hall	Reeves	Vann
Davis (Pickens)	James	Roberts	Yarbrough (Autauga)
Dyar	Jones		—29

Nays:

—0

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Robison
Allen	Engelhardt	Leonard	Shelton
Bradford	Flowers	Little	Smith
Calvin	Givhan	Metcalf	Tate
Cooper	Grisham	Moses	Van Antwerp
Davis (Lowndes)	Hall	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
Dyar	Jones	Roberts	—30

Nays:

—0

The Bill:

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

Was taken up.

Mr. Davis (Pickens) offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 275, as follows:

In Section 1, strike out "eight thousand and four hundred dollars (\$8,400)," and insert in lieu thereof the following: "seven thousand five hundred dollars (\$7,500)."

Which was adopted.

Yeas 24; Nay 1.

Yeas:

Messrs.:	Engelhardt	Leonard	Robison
Calvin	Givhan	Little	Smith
Cooper	Grisham	Metcalf	Tate
Davis (Lowndes)	Hall	Moses	Van Antwerp
Davis (Pickens)	Jones	Newton	Vann
Dyar	Lamberth	Roberts	Yarbrough (Autauga)
Eddins			—24

Nay: Mr. Shelton

—1

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Engelhardt	Little	Robison
Bradford	Givhan	Metcalf	Smith
Calvin	Grisham	Moses	Tate
Cooper	Hall	Newton	Van Antwerp
Davis (Pickens)	Jones	Reeves	Vann
Dyar	Lamberth	Roberts	Yarbrough (Autauga)
Eddins	Leonard		—25

Nay: Mr. Shelton

—1

The Bill:

H. 359. To further amend Sections 57, 58, 59 and 60 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Dyar	Jones	Roberts
Allen	Eddins	Lamberth	Robison
Bradford	Engelhardt	Leonard	Shelton
Calvin	Givhan	Metcalf	Tate
Cantrell	Grisham	Moses	Van Antwerp
Cooper	Hall	Newton	Vann
Davis (Pickens)	James	Reeves	Yarbrough (Autauga)
			—27

Nays:

—0

The Bill:

H. 517. To amend further Section 249 of Title 55, Code of Alabama (1940), which fixes the salary of the state geologist.

Was read a third time at length and passed.

Yeas 23; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Roberts
Bradford	Engelhardt	Little	Smith
Cooper	Givhan	Metcalf	Tate
Davis (Lowndes)	Grisham	Moses	Van Antwerp
Davis (Pickens)	Hall	Newton	Vann
Dyar	Jones	Reeves	Yarbrough (Autauga)
			—23

Nays:

—0

The Bill:

H. 39. To amend Section 12 of Act No. 2, H. 47, approved May 19, 1945 (General Acts of Alabama, 1945, P. 20), entitled "An Act To provide for additional revenue by levying a privilege tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the

soil or the waters, of the State of Alabama; to require all parties engaged in severing such natural resources to set up, keep, and maintain full and complete records of the severance of such resources; to prescribe the method of collecting and enforcing the payment of such tax; to provide for the distribution of the taxes collected; to provide for penalties and punishment and for restraining orders for the violation of the terms and provisions of this Act; and to exempt such products on producing properties and all leases in production, including mineral rights in producing properties, from ad valorem taxes," by providing further for the size of producing oil and gas units exempt from ad valorem taxes.

Was read a third time at length and passed.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Metcalf	Smith
Bradford	Givhan	Moses	Tate
Calvin	Grisham	Newton	Van Antwerp
Cantrell	Hall	Reeves	Vann
Cooper	James	Roberts	Yarbrough (Autauga)
Dyar	Jones	Robison	—26

Nays:

—0

The Bill:

H. 752. To fix the salary of the Attorney General.

Was taken up.

Mr. Shelton offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 752

This bill is amended to substitute in place of \$13,000 the amount of \$12,000.

Which was adopted.

Yeas 24; Nay 1.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Allen	Engelhardt	Metcalf	Skidmore
Bradford	Givhan	Newton	Smith
Calvin	Grisham	Reeves	Van Antwerp
Cantrell	Hall	Roberts	Vann
Cooper	Jones	Robison	Yarbrough (Autauga)
Dyar			—24

Nay: Mr. James

—1

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 24; Nays 2.

Yeas:

Messrs.:	Cantrell	Dyar	Flowers
Allen	Cooper	Eddins	Grisham
Bradford	Davis (Pickens)	Engelhardt	Hall

Jones	Reeves	Skidmore	Van Antwerp
Leonard	Roberts	Smith	Vann
Metcalf	Robison	Tate	Yarbrough (Autauga)
Newton			—24

Nays: Messrs.: James and Shelton —2

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 857. To provide for and define mining partnerships; to regulate the same, and provide for the disposition or conveyance of the property of mining partnerships and the individual members thereof.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 5. To make an appropriation to the State Superintendent of Education for the purpose of contracting with Tuskegee Institute for undergraduate and graduate instruction of Alabama residents in engineering, veterinary medicine, nursing, home economics and agriculture.

OAKLEY MELTON, JR.,
Clerk.

BILLS ON THIRD READING RESUMED

The Bill:

H. 865. To authorize the director of public safety to adopt standards and specifications and promulgate rules and regulations applicable to lighting equipment on and special warning devices to be carried by motor vehicles operated by rural mail carriers.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Metcalf	Shelton
Allen	Grisham	Moses	Skidmore
Calvin	Hall	Newton	Smith
Cooper	James	Reeves	Tate
Davis (Pickens)	Jones	Roberts	Van Antwerp
Dyar	Leonard	Robison	Vann
Eddins	Little		—25

Nays:

—0

The Bill:

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

Was read a third time at length and passed.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Robison
Allen	Hall	Metcalf	Shelton
Bradford	James	Moses	Smith
Calvin	Jones	Newton	Tate
Cooper	Lamberth	Reeves	Van Antwerp
Davis (<i>Pickens</i>)	Leonard	Roberts	Vann
Dyar			—24

Nays: —0

The Bill:

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

Was taken up.

Mr. James offered the following amendment to the bill, to-wit:

Amend the bill, H. B. 274, as follows:

In Section 1, strike out "eight thousand, four hundred dollars (\$8,400) per annum," and insert in lieu thereof the following: seven thousand five hundred dollars (\$7,500) per annum,"

Which was adopted.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Dyar	Leonard	Robison
Allen	Eddins	Little	Shelton
Bradford	Flowers	Metcalf	Skidmore
Calvin	Hall	Moses	Tate
Cantrell	James	Newton	Van Antwerp
Cooper	Jones	Reeves	Vann
Davis (<i>Pickens</i>)	Lamberth	Roberts	—26

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Dyar	Leonard	Roberts
Allen	Eddins	Little	Robison
Bradford	Flowers	Metcalf	Skidmore
Calvin	Hall	Moses	Tate
Cantrell	James	Newton	Van Antwerp
Cooper	Jones	Reeves	Vann
Davis (<i>Pickens</i>)	Lamberth		—25

Nay: Mr. Shelton —1

The Bill:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

Was read a third time at length and passed.

Yeas 26; Nay 1.

Yeas:

Messrs.:	Dyar	Lamberth	Shelton	
Allen	Eddins	Leonard	Skidmore	
Bradford	Flowers	Little	Smith	
Calvin	Givhan	Moses	Tate	
Cantrell	Hall	Newton	Van Antwerp	
Cooper	James	Reeves	Vann	—26
Davis (Pickens)	Jones	Roberts		
Nay:	Mr. Metcalf			—1

The Bill:

H. 1017. To provide for the administrative organization of the State Military Department.

Was read a third time at length and passed.

Yeas 27; Nay 1.

Yeas:

Messrs.:	Dyar	Lamberth	Robison	
Allen	Eddins	Leonard	Shelton	
Bradford	Flowers	Little	Skidmore	
Calvin	Givhan	Metcalf	Smith	
Cantrell	Hall	Newton	Tate	
Cooper	James	Reeves	Van Antwerp	
Davis (Pickens)	Jones	Roberts	Vann	—27
Nay:	Mr. Boutwell			—1

The Bill:

H. 377. To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a determination by the Superintendent of Insurance of any violations of this Act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the Superintendent of Insurance; and for other purposes.

Was taken up.

The Standing Committee on Insurance offered the following amendment to the bill, to-wit:

COMMITTEE AMENDMENT TO H. B. 377

Amend House Bill 377 as follows:

Section 4 (8) (a):

Delete the following words from the end of the paragraph: “, or receiving or accepting as inducement to contracts of insurance, any rebate of premium payable on the contract, or any special favor or advantage in the dividends or other benefit to accrue thereon, or any valuable consideration or inducement not specified in the contract.”

Section 4 (8) (b):

Change to read as follows: “(E) issuing life or accident and health policies on a Salary Savings, Bank Draft, pre-authorized check or pay roll deduction plan or other similar plan at a reduced rate reasonably related to the savings made by the use of such plan.”

Which was adopted.

Yeas 26; Nay 1.

Yeas:

Messrs.:	Davis (Pickens)	Lamberth	Robison	
Allen	Dyar	Leonard	Shelton	
Boutwell	Eddins	Little	Skidmore	
Bradford	Flowers	Metcalf	Smith	
Calvin	Givhan	Moses	Tate	
Cantrell	James	Newton	Vann	
Cooper	Jones	Roberts		—26

Nay: Mr. Van Antwerp —1

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 26; Nay 1.

Yeas:

Messrs.:	Davis (Pickens)	Leonard	Robison	
Allen	Dyar	Little	Shelton	
Boutwell	Eddins	Metcalf	Skidmore	
Bradford	Givhan	Moses	Smith	
Calvin	James	Newton	Tate	
Cantrell	Jones	Reeves	Vann	
Cooper	Lamberth	Roberts		—26

Nay: Mr. Van Antwerp —1

The Bill:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

Was taken up.

Mr. Skidmore offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 724

Amend Section 2 of the bill, H. B. 724, by striking out the words and figures fifty dollars (\$50.00) wherever the same appear therein and by inserting in lieu thereof the words and figures one hundred dollars (\$100.00); and amend Section 4 of the bill, H. B. 724, by striking out the figures 1958 wherever the same appear therein and by inserting in lieu thereof the figures 1959.

Which was adopted.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Bradford	Cooper	Givhan
Allen	Calvin	Davis (Pickens)	Hall
Boutwell	Cantrell	Eddins	James

Jones	Moses	Robison	Tate
Lamberth	Newton	Shelton	Van Antwerp
Leonard	Reeves	Skidmore	Vann
Metcalf	Roberts	Smith	—26

Nays: —0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Eddins	Leonard	Shelton
Boutwell	Flowers	Metcalf	Skidmore
Bradford	Givhan	Moses	Smith
Calvin	Hall	Newton	Tate
Cantrell	James	Roberts	Van Antwerp
Cooper	Jones	Robison	Vann
Davis (Pickens)	Lamberth		—25

Nays: —0

The Bill:

H. 258. To amend Section 6 of Act No. 158, 1956 General Acts, First Special Session, page 224, entitled "An Act to provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Metcalf	Shelton
Allen	Dyar	Moses	Skidmore
Boutwell	Eddins	Newton	Smith
Bradford	Givhan	Reeves	Tate
Calvin	James	Roberts	Van Antwerp
Cantrell	Jones	Robison	Vann
Cooper	Lamberth		—25

Nays: —0

The Bill:

H. 570. To make an additional appropriation, out of any funds in the State Treasury not otherwise appropriated, for the fiscal year ending September 30, 1959, in the amount of \$105,000.00 to the Department

of Finance, Division of Control and Accounts, to be expended for "other expenses."

Was read a third time at length and passed.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Boutwell	Eddins	Leonard	Shelton
Bradford	Flowers	Metcalf	Skidmore
Calvin	Givhan	Moses	Smith
Cantrell	Hall	Newton	Van Antwerp
Cooper	James	Reeves	Vann
Davis (<i>Pickens</i>)	Jones	Roberts	

—26

Nays:

—0

The Bill:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

Was taken up.

Mr. Skidmore offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 489

Amend H. B. 489 by adding to the end of Section 30½ the following: Provided, however, that the provisions of this act shall not apply in any county having a population of not less than 20,830 nor more than 20,840 nor in any county having a population of not less than 29,400 nor more than 29,500 according to the last or any subsequent federal decennial census nor in any county having a population of not less than 125,000 nor more than 225,000 according to the last or any subsequent Federal decennial census.

Which was adopted.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Eddins	Lamberth	Shelton
Boutwell	Flowers	Metcalf	Skidmore
Bradford	Givhan	Newton	Smith
Calvin	Hall	Reeves	Tate
Cantrell	James	Roberts	Van Antwerp
Davis (<i>Pickens</i>)	Jones	Robison	Vann
Dyar			

—24

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Calvin	Davis (<i>Pickens</i>)	Flowers
Boutwell	Cantrell	Dyar	Givhan
Bradford	Cooper	Eddins	Hall

James	Metcalf	Shelton	Tate	
Jones	Newton	Skidmore	Van Antwerp	
Lamberth	Roberts	Smith	Vann	
Leonard	Robison			—25

Nays: —0

The Bill:

H. 66. To amend Section 199 of Title 7, Code of Alabama (1940), which provides for the service of process on nonresident owner or operator of a motor vehicle through the Secretary of State.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Roberts	
Allen	Dyar	Lamberth	Robison	
Boutwell	Eddins	Little	Shelton	
Bradford	Flowers	Metcalf	Smith	
Calvin	Givhan	Moses	Tate	
Cantrell	Hall	Newton	Van Antwerp	
Cooper	James	Reeves	Vann	—27

Nays: —0

The Bill:

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison	
Allen	Dyar	Leonard	Shelton	
Boutwell	Eddins	Little	Skidmore	
Bradford	Flowers	Metcalf	Smith	
Calvin	Givhan	Moses	Tate	
Cantrell	Hall	Reeves	Van Antwerp	
Cooper	James	Roberts	Vann	—27

Nays: —0

The Bill:

H. 645. To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of disabled veterans and to dependents and survivors of deceased servicemen or veterans."

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Bradford	Givhan	Metcalfe	Smith
Calvin	Hall	Moses	Tate
Cooper	James	Newton	Van Antwerp
Davis (<i>Pickens</i>)	Jones	Reeves	Vann

—27

Nays:

—0

The Bill:

H. 936. To make an additional appropriation to the Armory Commission of Alabama for the fiscal year ending September 30, 1957, to be used for the purpose of acquiring land for the construction of additional armory facilities.

Was read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Roberts
Allen	Eddins	Leonard	Robison
Boutwell	Flowers	Little	Shelton
Bradford	Givhan	Metcalf	Skidmore
Calvin	Hall	Moses	Smith
Cantrell	James	Newton	Tate
Cooper	Jones	Reeves	Van Antwerp
Davis (<i>Pickens</i>)			

—28

Nays:

—0

The Bill:

H. 937. To amend Section 31 of Title 17 of the 1940 Code of Alabama, as amended.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison
Allen	Eddins	Leonard	Shelton
Boutwell	Flowers	Little	Skidmore
Calvin	Givhan	Metcalf	Smith
Cantrell	Hall	Moses	Tate
Cooper	James	Reeves	Van Antwerp
Davis (<i>Pickens</i>)	Jones	Roberts	Vann

—27

Nays:

—0

The Bill:

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

Was read a third time at length and passed.

Yeas 19; Nay 1.

Yeas:

Messrs.:	Davis (Pickens)	Jones	Robison	
Allen	Dyar	Lamberth	Shelton	
Boutwell	Eddins	Little	Skidmore	
Calvin	Flowers	Metcalf	Van Antwerp	
Cooper	Givhan	Newton	Vann	—19
Nay:	Mr. James			—1

The Bill:

H. 490. Providing for the utilization of convicts by the Commissioner of Corrections or the Director of the State Highway Department to work upon, clean, and restore certain cemeteries or graveyards.

Was read a third time at length and passed.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Eddins	Little	Shelton	
Allen	Flowers	Metcalf	Skidmore	
Boutwell	Givhan	Moses	Smith	
Calvin	James	Newton	Tate	
Cooper	Jones	Roberts	Van Antwerp	
Davis (Pickens)	Lamberth	Robison	Vann	—24
Dyar				
Nays:				—0

The Bill:

H. 90. To amend Section 12, Title 51, Code of Alabama 1940, relating to Young Men's Christian Associations.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison	
Allen	Eddins	Little	Shelton	
Boutwell	Flowers	Metcalf	Skidmore	
Calvin	Givhan	Moses	Smith	
Cantrell	Hall	Newton	Van Antwerp	
Cooper	James	Roberts	Vann	—25
Davis (Pickens)	Jones			
Nays:				—0

The Bill:

H. 664. To make an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purchase and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

Was read a third time at length and passed.

Yeas 17; Nays 2.

Yeas:

Messrs.:	Davis (Pickens)	Metcalf	Shelton	
Allen	Dyar	Newton	Smith	
Boutwell	Eddins	Roberts	Van Antwerp	
Calvin	Hall	Robison	Vann	
Cantrell	Lamberth			—17

Nays: Messrs.: Cooper and James —2

The Bill:

H. 710. To amend further Section 152 of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Was taken up.

The Standing Committee on Finance and Taxation offered the following substitute to the bill, to-wit:

FINANCE AND TAXATION COMMITTEE SUBSTITUTE FOR H. B. 710

A BILL TO BE ENTITLED AN ACT

To amend further Section 152, of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 152, of Title 41, Code of Alabama 1940, as amended, be, and the same is hereby further amended so as to read as follows:

"Section 152. When not fixed by law or provided for in the pay plan of the merit system, the governor is authorized to fix or approve salaries or compensation of officers and employees of the state of Alabama, but no salary or compensation, including those provided for in the pay plan of the merit system, shall be fixed or approved in excess of Seven thousand Two hundred dollars per annum, unless a different maximum is fixed by law; provided, however, that the state personnel board may provide in the pay plan for officers and employees in the classified service of the state, as defined in the Merit System Law, a maximum salary or compensation not to exceed \$10,000.00 per annum, any law now applying to the salary or compensation of specific officers or employees to the contrary notwithstanding."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 19; Nays 2.

Yeas:

Messrs.:	Cooper	Lamberth	Newton	
Allen	Eddins	Leonard	Roberts	
Boutwell	Flowers	Little	Robison	
Calvin	Hall	Metcalf	Skidmore	
Cantrell	Jones	Moses	Vann	

—19

Nays: Messrs.: Davis (Pickens) and Shelton —2

And said bill, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 22; Nays 0.

Yeas:

Messrs.:	Davis (<i>Pickens</i>)	Leonard	Robison	
Allen	Eddins	Little	Skidmore	
Boutwell	Flowers	Metcalf	Smith	
Calvin	Hall	Moses	Tate	
Cantrell	Jones	Newton	Vann	
Cooper	Lamberth	Roberts		—22

Nays:

—0

The Bill:

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

Was taken up.

Mr. Newton offered the following amendment to the bill, to-wit:

AMENDMENT TO H. B. 653

Amend H. B. 653 by adding to Section 4 thereof the following:

"Provided, however, this Act shall not apply to counties having a population of not less than 20,832 and not more than 25,849 according to the last Federal decennial census."

Which was adopted.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Robison	
Allen	Eddins	Little	Shelton	
Boutwell	Flowers	Metcalf	Skidmore	
Calvin	Givhan	Moses	Smith	
Cantrell	Hall	Newton	Van Antwerp	
Cooper	Jones	Roberts	Vann	
Davis (<i>Pickens</i>)				—24

Nays:

—0

And said bill, as thus amended, was then read a third time at length and passed.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Dyar	Lamberth	Roberts	
Allen	Eddins	Leonard	Robison	
Boutwell	Flowers	Little	Shelton	
Calvin	Givhan	Metcalf	Skidmore	
Cantrell	Hall	Moses	Van Antwerp	
Cooper	Jones	Newton	Vann	
Davis (<i>Pickens</i>)				—24

Nays:

—0

The Bill:

H. 69. Empowering the Superintendent of Banks to require fees for the examination of all State Banks, Credit Unions and Small Loan Companies.

Was read a third time at length and passed.

Yeas 22; Nay 1.

Yeas:

Messrs.:	Eddins	Lamberth	Robison	
Boutwell	Flowers	Little	Shelton	
Calvin	Givhan	Metcalf	Skidmore	
Cantrell	Hall	Moses	Smith	
Davis (Pickens)	James	Newton	Van Antwerp	—22
Dyar	Jones	Roberts		
Nay:	Mr. Cooper			—1

The Bill:

H. 1066. To exempt the gross proceeds received by certain non-profit youth organizations or associations from the business of conducting, sponsoring or operating gospel singing concerts and certain other forms of amusement or entertainment, in which members of such organizations or associations participate, from the computation of the sales tax levied by Article 10, Chapter 20, Title 51, Code of Alabama 1940, as amended.

Was read a third time at length and passed.

Yeas 19; Nay 1.

Yeas:

Messrs.:	Cooper	Leonard	Robison	
Allen	Davis (Pickens)	Little	Smith	
Boutwell	Eddins	Metcalf	Tate	
Calvin	Jones	Moses	Van Antwerp	
Cantrell	Lamberth	Newton	Vann	—19
Nay:	Mr. Shelton			—1

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 752. To fix the salary of the Attorney General.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 377. To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a determination by the Superintendent of Insurance of any violations of this Act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the Superintendent of Insurance; and for other purposes.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 294. To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to prescribe its powers and duties; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers and duties; and to make an appropriation for the purposes of the Act.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 710. To amend further Section 152 of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bill:

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills your signature thereto is requested.

H. 138. To provide a State scholarship program to promote the education of negro nurses; and making an appropriation therefor.

Also:

H. 140. To provide a State scholarship program to promote the education of nurses; and making an appropriation therefor.

Also:

H. 9. To make an appropriation for the support of the Southern Regional Council on Mental Health Training and Research.

Also:

H. 10. To make an appropriation for the support of the Council of State Governments.

Also:

H. 141. Relating to the destruction of public records; authorizing the State Treasurer to destroy cancelled state warrants which have been on file in his office for seven years or more, and to destroy the journals pertaining to such old warrants.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 337. Relating to the composition of the militia of the State.

Also:

H. 346. Further regulating the traffic in narcotic drugs by forbidding unauthorized transportation or conveying of such drugs and providing that any vehicle, boat, aircraft or other conveyance used in the illegal carrying or transportation of narcotic drugs shall be contraband and forfeited to the State of Alabama in the manner prescribed by this Act.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 5. To make an appropriation to the State Superintendent of Education for the purpose of contracting with Tuskegee Institute for undergraduate and graduate instruction of Alabama residents in engineering, veterinary medicine, nursing, home economics and agriculture.

Also:

H. 359. To further amend Section 57, 58, 59 and 60 of Title 2 of the Code of Alabama of 1940, as amended, which relate to the sale and distribution of commercial feeds.

Also:

H. 517. To amend further Section 249 of Title 55, Code of Alabama (1940), which fixes the salary of the state geologist.

Also:

H. 857. To provide for and define mining partnerships; to regulate the same, and provide for the disposition or conveyance of the property of mining partnerships and the individual members thereof.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 11. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1958 and September 30, 1959, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of the Alabama Polytechnic Institute, the Board of Trustees of the University of Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 387. To regulate further the purchasing practices of counties having a population of not less than 80,000 nor more than 94,000, according to the last or any subsequent federal decennial census.

A. C. SHELTON,
Chairman.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 39. To amend Section 12 of Act No. 2, H. 47, approved May 19, 1945 (General Acts of Alabama, 1945, p. 20), entitled "An Act To provide for additional revenue by levying a privilege tax upon every person engaging in the business of producing or severing oil or gas or other hydrocarbons from the soil or the waters, or from beneath the soil or the waters, of the State of Alabama; to require all parties engaged in severing such natural resources to set up, keep, and maintain full and complete records of the severance of such resources; to prescribe the method of collecting and enforcing the payment of such tax; to provide for the distribution of the taxes collected; to provide for penalties and punishment and for restraining orders for the violation of the terms and provisions of this Act; and to exempt such products on producing properties and all leases in production, including mineral rights in producing properties, from ad valorem taxes," by providing further for the size of producing oil and gas units exempt from ad valorem taxes.

Also:

H. 275. To amend Section 57 of Title 13 of the Code of 1940, as amended, relating to the salary of the Clerk of the Supreme Court of Alabama.

Also:

H. 865. To authorize the director of public safety to adopt standards and specifications and promulgate rules and regulations applicable to lighting equipment on and special warning devices to be carried by motor vehicles operated by rural mail carriers.

Also:

H. 377. To regulate trade practices in the business of insurance by defining, or providing for the determination of, all such practices in this state which constitute unfair methods of competition or unfair or deceptive acts or practices; to prohibit the same; to provide for a determination by the superintendent of insurance of any violations of this act after a hearing thereon, with the right of review by appeal to the Circuit Court of Montgomery County; to provide a fine for violating the orders of the superintendent of insurance; and for other purposes.

Also:

H. 1017. To provide for the administrative organization of the State Military Department.

Also:

H. 345. To amend Section 258, Title 22, Code of Alabama (1940), which prescribes penalties for trafficking in marihuana.

Also:

H. 534. To regulate seating on public buses and public railroads and to provide penalties.

Also:

H. 258. To amend Section 6 of Act No. 158, 1956 General Acts, First Special Session, page 224, entitled "An Act to provide for and fix the manner in which the Director of Conservation may execute oil, gas and mineral leases on all lands under the jurisdiction of the Department of Conservation; to further provide for the manner in which the Director of Conservation may execute oil, gas and mineral leases on lands belonging to other State departments or agencies; to further provide for the manner in which lands or any rights of interest therein under any navigable streams or navigable waters, bays, estuaries, lagoons, bayous or lakes, and the shores along the navigable waters to high tide mark, and submerged lands in the Gulf of Mexico within the historic seaward boundary of this State, which is hereby declared to extend seaward six leagues from the land bordering the Gulf, may be leased and managed by the Director of Conservation; to provide for pooling and unitization agreements; to provide for the disposition of revenue derived from such leases; to provide for the Governor's approval for all such agreements, and to further provide for the repeal of all laws in conflict with the provisions of this Act."

Also:

H. 66. To amend Section 199 of Title 7, Code of Alabama (1940), which provides for the service of process on nonresident owner or operator of a motor vehicle through the Secretary of State.

Also:

H. 288. To amend further Section 630 of Title 7, Code of Alabama (1940), which relates to the exemption of wages from garnishment or other process for the collection of debts.

Also:

H. 570. To make an additional appropriation, out of any funds in the State Treasury not otherwise appropriated, for the fiscal year ending September 30, 1959, in the amount of \$105,000.00 to the Department of Finance, Division of Control and Accounts, to be expended for "other expenses."

Also:

H. 274. To amend Section 62 of Title 13 of the Code of 1940, relating to the Reporter of Decisions of the Supreme Court and Court of Appeals.

Also:

H. 936. To make an additional appropriation to the Armory Commission of Alabama for the fiscal year ending September 30, 1957, to be used for the purpose of acquiring land for the construction of additional armory facilities.

Also:

H. 937. To amend Section 31 of Title 17 of the 1940 Code of Alabama, as amended.

Also:

H. 645. To amend further Act No. 47, H. 29, approved May 24, 1951 (Acts of Alabama, 1951, p. 259), entitled "An Act To provide educational benefits to certain disabled veterans; to dependents and survivors of

disabled veterans; and to dependents and survivors of deceased servicemen or veterans."

Also:

H. 294. To provide for the further promotion of river development in this State; to create the Alabama River Development Authority; to prescribe its powers and duties; to prescribe the authority and functions of the Authority; to provide for the appointment of an administrator of the Authority, and to prescribe his powers and duties; and to make an appropriation for the purposes of the Act.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee of Conference on the disagreement of the two Houses, on the Senate Amendment to the bill, H. 1. Said report of said Conference Committee being in words and figures as follows:

REPORT OF COMMITTEE ON CONFERENCE ON HOUSE BILL 1

We your Conference Committee appointed by the House and Senate to reconcile the differences between the two houses on House Bill 1 beg leave to report as follows:

We recommend that the Senate recede from its amendment and that the Senate and House adopt the following Substitute for the Bill.

JESSE BROWN
BRYCE DAVIS
W. E. ODEN
Conferees on the Part of the
House

BROUGHTON LAMBERTH
ALBERT BOUTWELL
RICHMOND M. FLOWERS
Conferees on the Part of the
Senate

A BILL TO BE ENTITLED AN ACT

To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries," wherever appearing herein, shall mean the wages or

other compensation for skill work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries, equipment purchases and additions and betterments and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rents, and items of general expense not defined as "equipment purchases," and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which has an appreciable and calculable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes; (d) "additions and betterments" shall mean lands and buildings and the construction and alteration of structures and improvements thereto, improvements to land, sewer, water, shelter, support, storage, protection or the improvement of a natural condition, and the money appropriated therefor shall be expended only for such purposes.

Section 2. There is hereby appropriated for the ordinary expenses of the executive, legislative, and judicial departments of the State, for the interest on the public debt, and for the public schools for each of the two fiscal years ending respectively September 30, 1958 and September 30, 1959, to be paid out of any moneys in the State Treasury not otherwise appropriated, the several sums of money hereinafter specified or so much thereof as may be necessary, and the total amount to be expended for the items for which the appropriation is herein made shall not exceed the amount provided therefor.

FROM THE GENERAL FUND

I. LEGISLATIVE:

(1) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses for the fiscal year ending September 30, 1958, and for the salaries and expenses of the Legislature for extraordinary sessions.....	100,000.00
(2) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses and for any expenses for any legislative sessions for the fiscal year ending September 30, 1959	500,000.00
(3) For printing of Legislative Acts and Journals for for the fiscal year ending September 30, 1958, estimated	100,000.00
(4) For Legislative Council Expenses	
For the fiscal year ending September 30, 1958.....	4,000.00
For the fiscal year ending September 30, 1959.....	2,000.00
(5) LEGISLATIVE REFERENCE SERVICE:	
For the salary of the Director.....	10,000.00
For other salaries.....	40,000.00
For other expenses.....	4,000.00
For equipment purchases.....	500.00
Total	54,500.00

II. JUDICIAL:

(1) THE SUPREME COURT:

For the salaries of the Chief Justice and six Associate Justices.....	84,000.00	
For the salary of the Clerk of the Court....	8,400.00	
For the salary of the Court Reporter.....	8,400.00	
For other salaries.....	99,000.00	
For other expenses.....	18,000.00	
For equipment purchases.....	2,000.00	
Total		219,800.00
For the Supreme Court Library Fund.....		10,000.00
For cataloging the Supreme Court Library.....		8,200.00

(2) THE COURT OF APPEALS:

For salaries of the three judges.....	34,500.00	
For other salaries.....	34,560.00	
For other expenses.....	4,560.00	
For equipment purchases.....	500.00	
Total		74,120.00

(3) THE CIRCUIT COURTS:

For the salaries of the judges of the Circuit Courts, estimated.....		484,500.00
For travel expenses of circuit judges.....		7,500.00
For telephone service, stationery, stamps, and necessary equipment for the office use of circuit judges.....		10,000.00
For the salaries and travel expenses of special judges, estimated.....		4,000.00
For salaries of thirty-three circuit solicitors, estimated.....	231,000.00	
For the salary of the elected deputy circuit Solicitor of the Bessemer Division of the 10th Judicial Circuit.....	8,500.00	
For the salary of the appointed assistant deputy solicitor of the Bessemer Division of the 10th Judicial Circuit.....	3,600.00	
For the salary of the first deputy solicitor of the Birmingham Division of the 10th Judicial Circuit.....	5,700.00	
For the salaries of the second and third deputy solicitors of the Birmingham Division of the 10th Judicial Circuit....	10,000.00	
For the salaries of the fourth, fifth and sixth deputy solicitors of the Birmingham Division of the 10th Judicial Circuit; \$4,000.00 each.....	12,000.00	
For the salary of the deputy circuit solicitor of the 6th Judicial Circuit.....	4,500.00	
For the salary of the stenographic secretary to the circuit solicitor of the 6th Judicial Circuit.....	1,200.00	
For the salaries of the deputy circuit solicitors of the 13th Judicial Circuit.....	10,800.00	
For the salary of the deputy circuit solicitor of the 15th Judicial Circuit.....	7,800.00	
For the salary of the deputy circuit solicitors of the 16th Judicial Circuit.....	6,000.00	

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For the salary of the deputy circuit solicitor of the 23rd Judicial Circuit.....	4,200.00	
Total		305,300.00
For the travel expenses of circuit solicitors.....		6,000.00
For telephone service, stationery, stamps, and necessary equipment for the office use of circuit solicitors, deputy circuit solicitors or assistants.....		20,000.00
For salary of supernumerary circuit solicitors, estimated		8,000.00
(4) COURT REPORTERS:		
For the compensation of the circuit court reporters, estimated		90,000.00
(5) SUPERNUMERARY JUDGES:		
For salaries of supernumerary judges, estimated		30,000.00
(6) SUPERNUMERARY JUSTICES:		
For expenses of supernumerary Justices of Supreme Court		3,600.00

III. EXECUTIVE:

A. DEPARTMENTS, BOARDS, BUREAUS,
AGENCIES AND COMMISSIONS:

(1) THE GOVERNOR'S OFFICE:

For salary of the Governor.....	12,000.00	
For salary of the Executive Secretary.....	10,000.00	
For salary of the Legal Advisor.....	10,000.00	
For salary of the Press Secretary.....	10,000.00	
For other salaries.....	58,000.00	
For other expenses.....	55,000.00	
For equipment purchases.....	9,000.00	
Total		164,000.00

(2) For the Governor's Emergency Fund—to be expended at the direction of the Governor..... 90,000.00

(3) For the Mansion Fund..... 42,000.00

(4) STATE BOARD OF ADJUSTMENT:

For expenditures by the Board payable from General Fund for the General Fund contribution to the total expenditure of \$150,000.00 pursuant to Title 55, Section 343		10,000.00
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(5) DEPARTMENT OF ARCHIVES AND HISTORY:

For the fiscal year ending September 30, 1958:		
For the salary of the Director.....	7,500.00	
For other salaries.....	47,500.00	
For other expenses.....	12,000.00	
For equipment purchases.....	1,000.00	
For expenses of publication of the Alabama Historical Quarterly.....	3,000.00	
Total		71,000.00

For the fiscal year ending September 30, 1959:

For the salary of the Director.....	7,500.00
For other salaries.....	49,500.00
For other expenses.....	10,000.00
For equipment purchases.....	1,000.00
For expenses of publication of the Alabama Historical Quarterly.....	3,000.00

Total	71,000.00
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(6) OFFICE OF THE ATTORNEY GENERAL:

For the fiscal year ending September 30, 1958:

For the salary of the Attorney General.....	10,000.00
For other salaries.....	157,576.00
For other expenses.....	24,424.00
For equipment purchases.....	1,000.00

Total	193,000.00
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For the fiscal year ending September 30, 1959:

For the salary of the Attorney General.....	10,000.00
For other salaries.....	157,576.00
For other expenses.....	42,786.00
For equipment purchases.....	2,500.00

Total	212,862.00
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(7) OFFICE OF THE STATE AUDITOR:

For the fiscal year ending September 30, 1958:

For the salary of the State Auditor.....	6,000.00
For other salaries.....	32,875.00
For other expenses.....	1,825.00

Total	40,700.00
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For the fiscal year ending September 30, 1959:

For the salary of the State Auditor.....	7,400.00
For other salaries.....	32,875.00
For other expenses.....	1,825.00

Total	42,100.00
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(8) BANG'S DISEASE CONTROL:

For salaries.....	43,000.00
For other expenses.....	55,000.00
For equipment purchases.....	2,000.00

Total	100,000.00
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(This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.)

(9) STATE BANKING DEPARTMENT:

For salary of the Director.....	10,000.00
For other salaries.....	107,000.00
For other expenses.....	36,500.00
For equipment purchases.....	6,500.00

Total	160,000.00
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(10) BUILDING COMMISSION:

For salaries, other expense and equipment purchases.....	53,000.00
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(11) CAHABA HISTORICAL COMMISSION:

To provide for the expenditures authorized by Act No.
486, 1943 Acts, page 449..... 500.00

(12) DEPARTMENT OF CIVIL DEFENSE:

For the fiscal year ending September 30, 1958:
For the salary of the Director..... 9,000.00
For other salaries..... 30,540.00
For other expenses..... 18,450.00
For equipment purchases..... 4,000.00

Total 61,990.00

For the fiscal year ending September 30, 1959:
For the salary of the Director..... 9,000.00
For other salaries..... 31,488.00
For other expenses..... 23,462.00
For equipment purchases..... 3,500.00

Total 67,450.00

(13) DEPARTMENT OF EXAMINER OF PUBLIC ACCOUNTS:

For the fiscal year ending September 30, 1958:
For the salary of the Chief Examiner..... 10,000.00
For other salaries..... 377,000.00
For other expenses..... 145,000.00
For equipment purchases..... 3,000.00

Total 535,000.00

For the fiscal year ending September 30, 1959:
For the salary of the Chief Examiner..... 10,000.00
For other salaries..... 377,000.00
For other expenses..... 152,861.00
For equipment purchases..... 3,000.00

Total 542,861.00

(14) DEPARTMENT OF FINANCE:

(a) Director's Office:
For the salary of Director..... 10,000.00
For other salaries..... 19,940.00
For other expenses..... 8,310.00
For equipment purchases..... 4,750.00

Total 43,000.00

(b) Division of the Budget:
For the fiscal year ending September 30, 1958:
For salaries..... 29,500.00
For other expenses..... 5,000.00
For equipment purchases..... 3,500.00

Total 38,000.00

For the fiscal year ending September 30, 1959:
For salaries..... 31,500.00
For other expenses..... 5,000.00
For equipment purchases..... 1,500.00

Total 38,000.00

(c) Division of Control and Accounts:

For the fiscal year ending September 30, 1958:

For salaries.....	126,000.00
For other expenses.....	41,000.00
For equipment purchases.....	3,000.00

Total	170,000.00
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For the fiscal year ending September 30, 1959:

For salaries.....	128,000.00
For other expenses.....	41,000.00
For equipment purchases.....	1,000.00

Total	170,000.00
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(d) Legal Division:

For salaries, other expenses and equipment purchases....	19,000.00
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(e) Division of Purchases and Stores:

For salaries.....	79,050.00
For other expenses.....	11,450.00
For equipment purchases.....	500.00

Total	91,000.00
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(f) Division of Service:

For the fiscal year ending September 30, 1958:

For salaries.....	200,000.00
For other expenses.....	167,000.00
For equipment purchases.....	5,000.00

Total	372,000.00
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For the fiscal year ending September 30, 1959:

For salaries.....	200,000.00
For other expenses.....	165,000.00
For equipment purchases.....	5,000.00

Total	370,000.00
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(g) For equipment purchases in the State Offices for the Executive, Administrative and Judicial Departments

15,000.00

(15) GORGAS MEMORIAL BOARD:

To provide for the expenditures authorized by Act No. 417, 1943 Acts, page 383.....

5,000.00

(16) HALL OF FAME BOARD:

For payment of salaries and expenses.....

1,000.00

(17) DEPARTMENT OF HEALTH:

(a) For General Health Work:

For salary of the State Health Officer.....	12,000.00
For other salaries.....	513,000.00
For other expenses.....	125,000.00

Total	650,000.00
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(b) For study and treatment of cancer.....

140,000.00

(c) For contributions to County Health Units.....

355,000.00

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(d) For Hospital care of the indigent.....		100,000.00
(e) For Hospital Planning:		
For salaries.....	25,000.00	
For other expenses.....	4,000.00	
Total		29,000.00
(f) For Mental Hygiene:		
For salaries.....	27,550.00	
For other expenses.....	32,450.00	
For clinical expense.....	30,000.00	
Total		90,000.00
(g) Mental Health:		
For Mental Health Clinic for northeast Alabama located in Etowah County.....		7,000.00
For Mental Health Training.....		18,000.00
(h) For Tuberculosis Testing:		
For salaries.....	40,000.00	
For other expenses.....	35,000.00	
For equipment purchases.....	55,000.00	
Total		130,000.00
(i) For Tuberculosis Treatment:		
For the care and treatment of tuberculosis patients in the several Tuberculosis Hospitals in the State,		
For the fiscal year ending September 30, 1958.....		2,257,500.00
For the fiscal year ending September 30, 1959.....		2,616,000.00
(j) For Venereal Disease Control:		
For salaries.....	28,600.00	
For other expenses.....	19,100.00	
Total		47,700.00
(k) For Dental Program:		
For the fiscal year ending September 30, 1958:		
For salaries, other expenses and equipment purchases...		25,000.00
For the fiscal year ending September 30, 1959:		
For salaries, other expenses and equipment purchases...		50,000.00
(l) For Polio Program:		
For salaries, other expenses and equipment purchases ...		100,000.00
(m) For Pollution Control:		
For salaries.....	35,000.00	
For other expenses.....	14,000.00	
For equipment purchases.....	1,000.00	
Total		50,000.00
(18) RICHMOND PEARSON HOBSON MEMORIAL BOARD:		
To provide for the expenditures authorized by Act No. 536, 1943 Acts, page 510.....		5,000.00

(19) INDUSTRIAL DEVELOPMENT BOARD:

For salary of Director.....	10,000.00	
For salaries.....	144,600.00	
For other expenses.....	50,000.00	
For equipment purchases.....	5,000.00	
Total		209,600.00

(20) DEPARTMENT OF INDUSTRIAL RELATIONS:

For the fiscal year ending September 30, 1958:		
For salaries.....	115,394.00	
For other expenses.....	38,500.00	
For equipment purchases.....	22,106.00	
Total		176,000.00

For the fiscal year ending September 30, 1959:		
For salaries.....	117,805.00	
For other expenses.....	38,500.00	
For equipment purchases.....	3,695.00	
Total		160,000.00

(21) DEPARTMENT OF INSURANCE:

For the fiscal year ending September 30, 1958:		
For the salary of the Director.....	9,000.00	
For other salaries.....	157,680.00	
For other expenses.....	69,650.00	
For equipment purchases.....	8,400.00	
Total		244,730.00

For the fiscal year ending September 30, 1959:		
For the salary of the Director.....	9,000.00	
For other salaries.....	157,680.00	
For other expenses.....	79,732.75	
For equipment purchases.....	8,400.00	
Total		254,812.75

(22) STATE LABOR DEPARTMENT:

For the salary of the Director.....	9,000.00	
For other salaries.....	35,500.00	
For other expenses.....	13,500.00	
For equipment purchases.....	2,000.00	
Total		60,000.00

(23) LAGRANGE HISTORICAL COMMISSION:

To provide for the expenditures authorized by Act No. 551, 1943 Acts, page 540.....	500.00
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(24) PUBLIC LIBRARY SERVICE DIVISION:

For the fiscal year ending September 30, 1958:	
For salaries.....	37,000.00
For other expenses.....	9,000.00
For equipment purchases.....	22,000.00
For Books and Periodicals.....	119,500.00
Total	187,500.00

For the fiscal year ending September 30, 1959:

For salaries.....	37,000.00
For other expenses.....	23,195.00
For Books and Periodicals.....	119,500.00

Total	179,695.00
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(25) MILITARY DEPARTMENT:

For the fiscal year ending September 30, 1958:

For the salary of the Adjutant General.....	9,000.00
For other salaries.....	185,000.00
For other expenses.....	41,000.00
For equipment purchases.....	15,000.00
For Active Military Service.....	60,000.00
For quarterly allowances.....	250,000.00
For care and maintenance of armories.....	300,000.00

Total	860,000.00
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For the fiscal year ending September 30, 1959:

For the salary of the Adjutant General.....	9,000.00
For other salaries.....	185,000.00
For other expenses.....	71,000.00
For equipment purchases.....	15,000.00
For Active Military Service.....	60,000.00
For quarterly allowances.....	250,000.00
For care and maintenance of armories.....	300,000.00

Total	890,000.00
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(26) DEPARTMENT OF PENSIONS AND SECURITY:

For transfer to Department of Pensions and Security for the support, maintenance and operation of the functions of Pensions and Security.....	4,535,000.00
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It is provided that not more than twenty-seven and one-half per centum of the appropriation hereinabove made shall be allotted in any one quarter of a fiscal year.

(27) PERSONNEL DEPARTMENT:

For transfer to the Personnel Department for the payment of the State's General Fund share of the operating cost of the Department,

For the fiscal year ending September 30, 1958.....	19,634.00
For the fiscal year ending September 30, 1959.....	25,501.00

(28) DEPARTMENT OF PUBLIC SAFETY:

For the salary of the Director.....	10,000.00
For other salaries.....	2,155,000.00
For other expenses.....	725,000.00
For equipment purchases.....	200,000.00

Total	3,090,000.00
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(29) BUREAU OF PUBLICITY AND INFORMATION:

For the salary of the Director.....	9,000.00
For other salaries.....	8,400.00
For other expenses.....	12,000.00
For equipment purchases.....	600.00
For Tourist Advertising.....	75,000.00

Total	105,000.00
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(30) DEPARTMENT OF REVENUE:

(a) For transfer to the Department of Revenue for the General Funds share of the cost of operating the Department,

For the fiscal year ending September 30, 1958.....	272,000.00
For the fiscal year ending September 30, 1959.....	288,000.00

(b) Boards of Equalization:

For salaries.....	113,000.00
For salaries of the members and employees of the county boards of equalization.....	120,000.00
For other expenses.....	64,000.00
For equipment purchases.....	3,000.00

Total	300,000.00
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(31) OFFICE OF SECRETARY OF STATE:

For the fiscal year ending September 30, 1958:

For the salary of the Secretary of State.....	6,000.00
For other salaries.....	25,000.00
For other expenses.....	6,000.00
For equipment purchases.....	500.00

Total	37,500.00
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For the fiscal year ending September 30, 1959:

For the salary of the Secretary of State.....	7,400.00
For other salaries.....	25,000.00
For other expenses.....	6,000.00
For equipment purchases.....	500.00

Total	38,900.00
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(32) STATE SECURITIES COMMISSION:

For salaries.....	14,000.00
For other expenses.....	1,500.00
For equipment purchases.....	500.00

Total	16,000.00
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(33) FOR PREVENTION AND CONTROL OF DISEASES OF SWINE:

For salaries.....	43,000.00
For other expenses.....	23,000.00
For equipment purchases.....	4,000.00
For purchase of vaccines and serum.....	30,000.00

Total	100,000.00
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(This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.)

(34) STATE TOXICOLOGIST:

For the fiscal year ending September 30, 1958:

For the salary of the State Toxicologist.....	10,000.00
For other salaries.....	95,000.00
For other expenses.....	27,000.00
For equipment purchases.....	13,000.00

Total	145,000.00
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For the fiscal year ending September 30, 1959:

For the salary of the State Toxicologist.....	10,000.00
For other salaries.....	96,000.00
For other expenses.....	27,000.00
For equipment purchases.....	14,000.00

Total	147,000.00
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(35) OFFICE OF THE STATE TREASURER:

For the fiscal year ending September 30, 1958:

For the salary of the State Treasurer.....	6,000.00
For other salaries.....	82,000.00
For other expenses and compensation of fiscal agents.....	27,000.00
For equipment purchases.....	21,000.00

Total	136,000.00
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For the fiscal year ending September 30, 1959:

For the salary of the State Treasurer.....	7,400.00
For other salaries.....	83,765.00
For other expenses and compensation of fiscal agents.....	30,035.00
For equipment purchases.....	11,800.00

Total	133,000.00
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(36) DEPARTMENT OF VETERANS' AFFAIRS:

For the salary of the Service Commissioner.....	9,000.00
For other salaries.....	343,500.00
For other expenses.....	35,000.00
For equipment purchases.....	2,500.00
For contract with Veterans of Foreign Wars Organizations.....	20,000.00
For contract with Disabled Veterans Or- ganizations	5,000.00

Total	415,000.00
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B. DEVELOPMENT AND CONSERVATION OF
NATURAL RESOURCES:

(1) STATE SOIL CONSERVATION COMMITTEE:

For salaries	9,000.00
For other expenses.....	10,500.00
For equipment purchases.....	500.00

Total	20,000.00
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(2) DEPARTMENT OF CONSERVATION:

- | | |
|---|------------|
| (a) For transfer to Department of Conservation-State
Forestry Fund for salaries, other expenses and
equipment purchases for the Division of State
Forestry | 250,000.00 |
| (b) For transfer to Department of Conservation-State
Lands Fund for salaries, other expenses and equip-
ment purchases for the State Lands Division..... | 20,000.00 |
| (c) For transfer to Department of Conservation-State
Parks Fund for salaries, other expenses and equip-
ment purchases for the State Parks Division..... | 120,000.00 |

(3) GEOLOGICAL SURVEY:

For the salary of the State Geologist.....	6,600.00	
For other salaries.....	63,000.00	
For other expenses.....	25,900.00	
For equipment purchases.....	1,000.00	
For matching Federal funds for the investi- gation of the surface water resources of the State.....	27,500.00	
For matching Federal funds for the inves- tigation of the ground water resources of the State.....	30,000.00	
Total		154,000.00

(4) FORT MORGAN HISTORICAL COMMISSION:

For salaries	15,000.00	
For other expenses.....	13,500.00	
For equipment purchases.....	2,000.00	
Total		30,500.00

(5) DEPARTMENT OF AGRICULTURE AND INDUSTRIES:

For transfer to the Agricultural Fund for salaries, other expenses and equipment purchases for the Depart- ment of Agriculture and Industries.....	200,000.00
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C. EDUCATION:

(1) INTEREST ON ENDOWMENTS:

For interest on Alabama College Endow- ment, estimated	39,304.83	
For interest on Alabama Polytechnic Insti- tute Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment.....	600.00	
For interest on Public School Fund Endowments:		
Interest on 16th section lands, estimated....	187,209.00	
Interest on school indemnity lands, esti- mated	38,741.98	
Interest on Valueless 16th section lands....	5,825.47	
Interest on surplus revenue.....	26,763.47	
Interest on James Wallace Fund.....	275.25	
Total		380,000.00

D. HOSPITALS AND CORRECTIONAL FUNCTIONS:

(1) BOARD OF CORRECTIONS:

For transfer to Board of Corrections for salaries of the employees of the Board.....	1,250,000.00
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(2) ALABAMA INSANE HOSPITALS:

For the support, maintenance and repair of the Alabama State Hospitals the sum of \$2.29 per day, per patient,	
For the fiscal year ending September 30, 1958, estimated	6,143,497.50
For the support, maintenance and repair of the Alabama State Hospitals the sum of \$2.36 per day, per patient,	

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For the fiscal year ending September 30, 1959, estimated	6,331,290.00
For training Psychiatric Nurses.....	25,000.00

(3) PARTLOW STATE SCHOOL FOR MENTAL DEFICIENTS:

For the support, maintenance and repair of the Partlow State School the sum of \$2.25 per day, per patient, estimated	1,330,425.00
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(4) ARREST OF ABSCONDING FELONS:

For expenses incident to the arrest of absconding felons, estimated	1,000.00
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(5) FEEDING OF PRISONERS:

For expenses of feeding prisoners in county jails, estimated	550,000.00
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(6) BOARD OF PARDONS AND PAROLES:

For the fiscal year ending September 30, 1958:	
For salaries of Board Members.....	27,000.00
For other salaries.....	235,000.00
For other expenses.....	48,000.00
For equipment purchases.....	4,500.00
Total	314,500.00

For the fiscal year ending September 30, 1959:	
For salaries of Board Members.....	27,000.00
For other salaries.....	235,000.00
For other expenses.....	56,500.00
For equipment purchases.....	4,500.00
Total	323,000.00

(7) REMOVAL OF PRISONERS:

For expenses incident to removal of prisoners, estimated	20,000.00
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E. DEBT SERVICE:

(1) For Hospital Construction Bond Sinking Fund,	
For the fiscal year ending September 30, 1958.....	212,264.00
For the fiscal year ending September 30, 1959.....	211,780.00

(2) For the payment of principal and interest due on bonds issued by the Alabama State Hospitals and Partlow State School Bond Commission pursuant to Constitutional Amendment No. CXIII,	
For the fiscal year ending September 30, 1958, estimated	365,000.00
For the fiscal year ending September 30, 1959, estimated	365,000.00

(3) For the payment of principal and interest on bonds issued for hospital construction pursuant to Constitutional Amendment No. CXIV,	
For the fiscal year ending September 30, 1958, estimated	430,000.00
For the fiscal year ending September 30, 1959, estimated	430,000.00

(4) For interest on Spanish American War Veterans Fund, estimated	294.86
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(5) For the payment of principal and interest due on bonds issued by the University of Alabama Pursuant to the provisions of Act No. 20, 1957 Regular Session,	
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For the fiscal year ending September 30, 1958, estimated	40,000.00
For the fiscal year ending September 30, 1959, estimated	60,000.00

F. MISCELLANEOUS:

(1) For advertising lands for tax sale, estimated.....	5,000.00
(2) Alabama Agricultural and Industrial Exhibit Commission	25,000.00
(3) For payment of Attorneys fees in indigent capital cases (as provided in Act No. 176, 1947 Acts, page 61)	20,000.00
(4) For civil court costs in connection with ad valorem tax assessment appeals, estimated.....	1,000.00
(5) For court costs to be paid by the State of Alabama not otherwise provided for, estimated.....	5,000.00
(6) Automatic Appeal Expense as provided in 1943 Acts of Legislature, page 217, estimated.....	2,000.00
(7) For distribution of public documents, estimated, For the fiscal year ending September 30, 1958.....	5,000.00
For the fiscal year ending September 30, 1959.....	1,000.00
(8) Departmental Emergency Fund.....	150,000.00
(This is the appropriation contemplated in Section 105, Title 55 of the Code of Alabama 1940 and shall be the only amount appropriated and the total amount expended under the provisions of said section.)	
(9) Employees' Special Pension Fund: For the fiscal year ending September 30, 1958.....	140,000.00
For the fiscal year ending September 30, 1959.....	180,000.00
(10) For expense of Governor's Proclamations, estimated: For the fiscal year ending September 30, 1958.....	150,000.00
For the fiscal year ending September 30, 1959.....	20,000.00
(11) For mailing tax notices, estimated.....	3,500.00
(12) Purchase Code Pocket Supplement for the fiscal year ending September 30, 1958, estimated.....	32,000.00
(13) For printing of State and County Privilege Licenses, estimated	5,000.00
(14) For registration of voters, estimated: For the fiscal year ending September 30, 1958.....	175,000.00
For the fiscal year ending September 30, 1959.....	125,000.00
(15) Social Security Administration: For the fiscal year ending September 30, 1958: For salaries	24,300.00
For other expenses.....	8,200.00
For equipment purchases	1,000.00
Total	33,500.00
For the fiscal year ending September 30, 1959: For salaries	24,675.00
For other expenses.....	9,650.00
For equipment purchases	1,175.00
Total	35,500.00

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(16) For Spanish War Veterans Encampment.....	1,000.00
(17) First White House of Confederacy, for salaries and other expenses.....	3,850.00
(18) For Poultry Diseases Control:	
For salaries.....	50,000.00
For other expenses.....	25,000.00
For equipment purchases.....	25,000.00

Total 100,000.00

(This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.)

(19) ALABAMA ALCOHOLIC BEVERAGE
CONTROL BOARD:

For Temperance Education:

For the fiscal year ending September 30, 1958:

For salaries.....	10,320.00
For other expenses.....	14,680.00

Total 25,000.00

For the fiscal year ending September 30, 1959:

For salaries.....	11,040.00
For other expenses.....	13,960.00

Total 25,000.00

(20) DEPARTMENT OF AGRICULTURE AND INDUSTRIES:

For promotion and exhibit of horse shows at the State Coliseum	100,000.00
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G. FROM FUNDS OTHER THAN GENERAL FUND:

(1) AERONAUTICS DEPARTMENT:

For salary of the Director.....	7,200.00
For other salaries.....	27,575.00
For other expenses.....	12,475.00
For equipment purchase.....	2,750.00

Total 50,000.00

For State aid for Airports—For Airports and Airmarking	350,000.00
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(The above appropriations shall be paid out of the receipts to the State Airports Development Fund as provided in Act No. 402, approved July 9, 1945, and the amounts appropriated herein shall be the maximum expenditures pursuant thereto.)

(2) AGRICULTURE AND INDUSTRIES:

(a) Administrative Operations:

For the fiscal year ending September 30, 1958:

For the salary of the Commissioner.....	8,400.00
For other salaries.....	674,500.00
For other expenses.....	281,391.50
For rent to Alabama Building Corporation	52,473.50
For equipment purchases.....	57,000.00
For awarding prizes and premiums.....	35,000.00

Total 1,108,765.00

For the fiscal year ending September 30, 1959:

For the salary of the Commissioner.....	8,400.00
For other salaries.....	679,000.00
For other expenses.....	281,161.50
For rent to Alabama Building Corporation.....	52,473.50
For equipment purchases.....	57,000.00
For awarding prizes and premiums.....	35,000.00

Total 1,113,035.00

(The above appropriation is payable from funds in the Agricultural Fund and shall be the maximum amount expended therefrom for operation and shall include the appropriation made in Item III B (5).)

(b) Transfer to Funds from the Agricultural Fund:

For the fiscal year ending September 30, 1958:

(1) For transfer to Agricultural Center Board for operation and Debt Service.....	93,700.00
(2) For transfer to Agricultural Center Board for operation of Livestock Coliseum.....	25,000.00
(3) For transfer to White Fringed Bettie Control Fund.....	27,000.00
(4) For transfer to State Personnel Department.....	3,268.00

Total 148,968.00

For the fiscal year ending September 30, 1959:

(1) For transfer to Agricultural Center Board for operation and debt service.....	92,500.00
(2) For transfer to Agricultural Center Board for operation of Livestock Coliseum.....	25,000.00
(3) For transfer to White Fringed Bettie Control Fund.....	27,000.00
(4) For transfer to State Personnel Department.....	3,745.00

Total 148,245.00

(c) Egg Inspection Division:

For the fiscal year ending September 30, 1958:

For salaries.....	35,570.00
For other expenses.....	24,140.00
For equipment purchases.....	2,150.00

Total 61,860.00

For the fiscal year ending September 30, 1959:

For salaries.....	37,320.00
For other expenses.....	24,140.00
For equipment purchases.....	2,150.00

Total 63,610.00

(The above appropriations are payable from funds in the Egg Inspection Fund and shall be the maximum amounts expended therefrom.)

(d) Agricultural Center Board:

For the fiscal year ending September 30, 1958:

For salaries.....	14,500.00
For other expenses.....	5,550.00

For equipment purchases.....	200.00	
For debt service on Coliseum Bonds.....	72,700.00	
Total		92,950.00

For the fiscal year ending September 30, 1959:		
For salaries	14,500.00	
For other expenses.....	5,550.00	
For equipment purchases.....	200.00	
For debt service on Coliseum Bonds.....	71,500.00	

Total 91,750.00

(The above appropriation to the Agricultural Center Board shall be paid out of the Agricultural Center Board Fund and includes the appropriation made to said fund as provided in sub-section (b) hereof.)

(e) Livestock Coliseum:

For salaries, other expenses and equipment purchases for the operation of the Livestock Coliseum,		
For the fiscal year ending September 30, 1958.....		104,846.00
For the fiscal year ending September 30, 1959.....		116,624.00

(The funds hereinabove appropriated to the Agricultural Center Board for the Livestock Coliseum shall be paid out of the Livestock Coliseum Fund, and the appropriation hereinabove includes the appropriation made to said fund as provided in sub-section (b) hereof.)

(f) White Fringed Beetle Control Fund:

For the fiscal year ending September 30, 1958:		
For salaries	7,260.00	
For other expenses.....	3,322.00	
For purchase of necessary insecticides for the eradication of the White Fringed Beetle	16,000.00	
Total		26,582.00

For the fiscal year ending September 30, 1959:		
For salaries	7,440.00	
For other expenses.....	3,132.00	
For purchase of necessary insecticides for the eradication of the White Fringed Beetle	16,000.00	

Total 26,572.00

(The fund hereinabove appropriated for the eradication of the White Fringed Beetle shall be paid out of the White Fringed Beetle Control Fund and includes the appropriation made to said fund as provided in sub-section (b) hereof.)

(3) ALCOHOLIC BEVERAGE CONTROL BOARD:

(a) Administrative and Stores Division:

For the fiscal year ending September 30, 1958:		
For salary of administrator.....	10,000.00	
For other salaries.....	2,440,596.00	
For other expenses (transportation costs for merchandise excluded).....	602,200.00	
For equipment purchases.....	41,000.00	
For transfer to State Personnel Department	8,658.00	
For transportation costs on merchandise, estimated	150,000.00	

Total Estimated 3,252,454.00

For the fiscal year ending September 30, 1959:

For the salary of administrator.....	10,000.00
For other salaries.....	2,563,548.00
For other expenses (transportation costs for merchandise excluded).....	638,400.00
For equipment purchases.....	41,000.00
For transfer to State Personnel Department.....	9,922.00
For transportation costs on merchandise, estimated	150,000.00

Total Estimated	3,412,870.00
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In addition to the above appropriation herein made there is hereby appropriated for each additional retail store put into operation during each fiscal year, an amount equal to the sum required to install the last comparable retail store put into operation by said Board. Provided, however, that the sum appropriated for the operation of retail stores as provided herein shall be reduced in like manner for each retail store closed or withdrawn from operation during the same period. There is further appropriated to the Alcoholic Beverage Control Board, after provision has been made for the other expenditures herein authorized, such sums as are or may be necessary to purchase the alcoholic beverages which are essential to maintain adequate stocks and inventory for an economic and successful sales operation.

(b) Law Enforcement Division:

For the fiscal year ending September 30, 1958:

For salaries	439,200.00
For other expenses.....	181,850.00
For equipment purchases.....	35,350.00

Total	656,400.00
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For the fiscal year ending September 30, 1959:

For salaries	444,480.00
For other expenses.....	183,850.00
For equipment purchases.....	35,350.00

Total	663,680.00
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(c) Commission on Education with Respect to Alcoholism:

For the fiscal year ending September 30, 1958:

For salaries	5,040.00
For other expenses.....	4,960.00

Total	10,000.00
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For the fiscal year ending September 30, 1959:

For salaries	5,280.00
For other expenses.....	4,720.00

Total	10,000.00
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(The appropriations hereinabove made to the Alcoholic Beverage Control Board are made from the gross proceeds derived from the sale of alcoholic beverages by the Alcoholic Beverage Control Board.)

(d) Beer Tax and License Division:

For salaries	146,000.00
For other expenses.....	78,000.00
For equipment purchases.....	1,000.00

Total	225,000.00
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(This appropriation hereinabove made to the Alcoholic Beverage Control Board shall be paid out of the gross proceeds from the licenses, permits, and tax on malt beverages.)

(4) ALABAMA STATE BAR ASSOCIATION:

For salaries, other expenses and equipment purchases — 38,000.00

(The above appropriation is payable out of the funds in the State Treasury to the credit of the Alabama State Bar Association, pursuant to Title 46, Chapter 3, Code of Alabama 1940.)

(5) DEPARTMENT OF CONSERVATION:

(a) Administrative Division:

For the fiscal year ending September 30, 1958:

For the salary of the Director.....	10,000.00
For other salaries.....	200,000.00
For other expenses.....	96,272.00
For equipment purchases.....	10,000.00
For transfer to Personnel Department.....	8,728.00

Total	325,000.00
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For the fiscal year ending September 30, 1959:

For the salary of the Director.....	10,000.00
For other salaries.....	220,000.00
For other expenses.....	108,998.00
For equipment purchases.....	10,000.00
For transfer to Personnel Department.....	10,002.00

Total	359,000.00
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(The above appropriation shall be paid out of the Department of Conservation-Administrative Fund and includes the appropriations made to this Division as provided in this section.

(b) State Forestry Division:

For the fiscal year ending September 30, 1958:

For salaries.....	1,337,000.00
For other expenses.....	300,000.00
For equipment purchases.....	243,100.00
For additions and betterments.....	33,250.00
For transfer to Conservation Department- Administrative Account	100,000.00

Total	2,013,350.00
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For the fiscal year ending September 30, 1959:

For salaries.....	1,385,000.00
For other expenses.....	320,000.00
For equipment purchases.....	185,350.00
For additions and betterments.....	3,000.00
For transfer to Conservation Department- Administrative Account	120,000.00

Total	2,013,350.00
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(The funds hereinabove appropriated to the Forestry Division shall be paid out of the Forestry Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (2) of this Act. In the event of an emergency, so determined by the Director of Conservation and the Governor, the Director of Conservation with the approval of the Governor, is hereby authorized to meet such

emergency by transferring to and from any item of expenditure herein appropriated for use by the Division of Forestry.)

(c) Game and Fish Division:

For the fiscal year ending September 30, 1958:

For salaries	649,400.00
For other expenses	476,000.00
For equipment purchases	100,000.00
For additions and betterments	160,000.00
For transfer to Conservation Department- Administrative Account	175,000.00

Total 1,560,400.00

For the fiscal year ending September 30, 1959:

For salaries	670,000.00
For other expenses	495,000.00
For equipment purchases	100,000.00
For additions sand betterments	170,000.00
For transfer to Conservation Department- Administrative Account	185,000.00

Total 1,620,000.00

The funds hereinabove appropriated to the Game and Fish Division shall be paid out of the Game and Fish Fund.

(d) State Lands Division:

For salaries	30,000.00
For other expenses	10,000.00
For equipment purchases	2,500.00

Total 42,500.00

The funds hereinabove appropriated to the State Lands Division shall be paid out of the State Lands Division Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (2) in this Act.

(e) State Parks Division:

For salaries	141,000.00
For other expenses	155,000.00

Total 296,000.00

The funds hereinabove appropriated to the State Parks Division shall be paid out of the State Parks Fund.

(f) Seafoods Division:

For the fiscal year ending September 30, 1958:

For salaries	68,592.00
For other expenses	51,500.00
For equipment purchases	25,000.00
For additions and betterments	130,000.00
For transfer to Conservation Department- Administrative Account	50,000.00

Total 325,092.00

For the fiscal year ending September 30, 1959:

For salaries	68,592.00
For other expenses	51,500.00

For equipment purchases.....	15,000.00
For additions and betterments.....	140,000.00
For transfer to Conservation Department- Administrative Account	54,000.00

Total	329,092.00
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The funds hereinabove appropriated to the Seafood Division shall be paid out of the Seafood Fund.

(6) BOARD OF CORRECTIONS:

For the fiscal year ending September 30, 1958:	
For the salary of the Commissioner.....	12,000.00
For transfer to the State Personnel Department.....	5,251.00
For other salaries and expenses incident to the operation and maintenance of the convict system of Alabama, so much as may be necessary.	
For the fiscal year ending September 30, 1959:	
For the salary of the Commissioner.....	12,000.00
For transfer to State Personnel Department.....	6,017.00
For other salaries and expenses incident to the operation and maintenance of the convict system of Alabama, so much as may be necessary.	

The above appropriation to the Board of Corrections shall be paid out of all of the receipts from the administration of the department, including the labor of the convicts, and all other funds appropriated to the Board.

(7) ALABAMA STATE DOCKS BOARD:

For transfer to the State Personnel Department:	
For the fiscal year ending September 30, 1958.....	8,009.00
For the fiscal year ending September 30, 1959.....	9,178.00

The above appropriation shall be paid from income, receipts and revenues derived from the operations of the Alabama State Docks Board.

(8) HEALTH DEPARTMENT:

(a) Hospital Licensing:

For the fiscal year ending September 30, 1958:	
For salaries	9,150.00
For the fiscal year ending September 30, 1959:	
For salaries	9,340.00

The above appropriations are payable from funds in the Hospital Licensing Fund and shall be the maximum amounts expended therefrom.

(b) Bureau of Vital Statistics:

For salaries	46,200.00
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The above appropriations are payable from the funds in the Vital Statistics Fund and shall be the maximum amounts expended therefrom.

(9) HIGHWAYS AND BRIDGES:

For interest and sinking funds on outstanding highway bonds, so much of the gasoline taxes and motor vehicle licenses collected as may be necessary to pay the same; and for the compensation of the State Highway Director, \$10,000.00 estimated; for transfer to the State Personnel Department, \$39,906.00 for the fiscal year ending September 30, 1958 and \$45,731.00 for the fiscal year ending September 30, 1959; for

maintenance and construction of roads and bridges, for salaries and for other expenses of the Highway Department, the residue of gasoline taxes, motor vehicle licenses, and all other revenues coming in or accruing to the Highway Department by virtue of Federal aid.

(10) DEPARTMENT OF INDUSTRIAL RELATIONS:

For salary of the Director, estimated.....	10,800.00
For transfer to the State Personnel Department:	
For the fiscal year ending September 30, 1958.....	8,485.00
For the fiscal year ending September 30, 1959.....	9,723.00

For other salaries and expenses incident to the operation and management of the Department; for U. S. Employment Service, U. S. Unemployment Compensation and for such other funds, services and operations for which the United States Government may provide monies: there is hereby appropriated, in addition to the amounts appropriated herein in Item IIIA (20), all such sums as the United States Government may make available therefor.

(11) STATE INSURANCE FUND:

For the fiscal year ending September 30, 1958:	
For salaries.....	46,650.00
For other expenses.....	16,475.00
For equipment purchases.....	8,500.00
Total	71,625.00
For the fiscal year ending September 30, 1959:	
For salaries.....	55,044.00
For other expenses.....	17,925.00
For equipment purchases.....	6,500.00
Total	79,469.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Insurance Fund, pursuant to Title 28, Section 325, Code of Alabama 1940.

(12) LAW ENFORCEMENT:

To carry out the provisions of Sections 251 and 260 of Title 29, Code of Alabama 1940, estimated.....	8,000.00
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(13) STATE LICENSING BOARD FOR
GENERAL CONTRACTORS:

For the fiscal year ending September 30, 1958:	
For salaries.....	19,900.00
For other expenses.....	12,385.00
For equipment purchases.....	600.00
Total	32,885.00
For the fiscal year ending September 30, 1959:	
For salaries.....	20,050.00
For other expenses.....	15,910.00
For equipment purchases.....	600.00
Total	36,560.00

In addition to the amounts appropriated hereinabove to the State Licensing Board for General Contractors, there is hereby appropriated such an amount as may be necessary to pay the refund of any applica-

tion for license which may have been rejected by the Board or application withdrawn by request of applicant.

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Licensing Board for General Contractors pursuant to Title 46, Chapter 4, Code of Alabama 1940.

(14) LIQUIFIED PETROLEUM GAS COMMISSION:

For the fiscal year ending September 30, 1958:	
For salaries of the three Commissioners.....	7,500.00
For other salaries.....	13,404.00
For other expenses.....	6,085.00
For equipment purchases.....	2,000.00
Total	28,989.00

For the fiscal year ending September 30, 1959:	
For salaries of the three Commissioners.....	7,500.00
For other salaries.....	13,404.00
For other expenses.....	6,085.00
For equipment purchases.....	4,000.00
Total	30,989.00

The above appropriation is payable from funds in the State Treasury to the credit of the Liquified Petroleum Gas Fund and shall be the maximum amounts expended therefrom.

(15) ALABAMA MILK CONTROL BOARD:

For the fiscal year ending September 30, 1958:	
For salaries.....	54,700.00
For other expenses.....	32,420.00
For equipment purchases.....	1,000.00
Total	88,120.00

For the fiscal year ending September 30, 1959:	
For salaries.....	54,888.00
For other expenses.....	33,854.00
For equipment purchases.....	1,000.00
Total	89,742.00

The above appropriation shall be paid out of the Milk Control Board Fund as is provided in Title 22, Chapter 7, Code of Alabama 1940.

(16) BOARD OF NURSES EXAMINERS
AND REGISTRATION:

For the fiscal year ending September 30, 1958:	
For salaries.....	15,702.00
For other expenses.....	11,780.00
For equipment purchases.....	1,600.00
Total	29,082.00

For the fiscal year ending September 30, 1959:	
For salaries.....	16,408.00
For other expenses.....	13,950.00
For equipment purchases.....	2,000.00
Total	32,358.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Board of Nurses' Examiners and Registration as provided in Title 46, Chapter 10, Code of Alabama 1940, as amended.

(17) OIL AND GAS BOARD:

For salaries	55,000.00	
For other expenses	33,500.00	
For equipment purchases	5,500.00	
For salaries, other expenses and equipment to be allotted upon opening of new oil and gas fields	25,000.00	
Total		119,000.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Oil and Gas Fund pursuant to the provisions of Act No. 1, approved May 22, 1945.

(18) PENSIONS:

(a) For Confederate veterans and their widows; Such an amount as may be necessary to pay all the pensions allowed to Confederate soldiers and sailors and their widows.

(b) Pension Commission:

For the fiscal year ending September 30, 1958:		
For salaries	4,680.00	
For other expenses	100.00	
Total		4,780.00
For the fiscal year ending September 30, 1959:		
For salaries	4,920.00	
For other expenses	100.00	
For equipment purchases	250.00	
Total		5,270.00

The above appropriation shall be paid out of the proceeds from the levy of the one mill tax as provided by Title 51, Section 19, Code of Alabama 1940.

(19) PERSONNEL DEPARTMENT:

For the fiscal year ending September 30, 1958:		
For the salary of the Director	9,000.00	
For other salaries	90,000.00	
For other expenses	18,000.00	
For equipment purchases	4,500.00	
Total		121,500.00
For the fiscal year ending September 30, 1959:		
For the salary of the Director	9,000.00	
For other salaries	93,000.00	
For other expenses	32,655.00	
For equipment purchases	2,000.00	
Total		136,655.00

The above appropriation shall be paid from funds transferred to, or received by, the State Personnel Department provided in this or any other Act.

(20) PUBLIC SCHOOL FUND:

For the Public School Fund all funds derived from the levy of the special annual tax of thirty cents on each one hundred dollars (\$100.00) of taxable property in this State for the support and maintenance of the public schools and from other funds mentioned and enumerated in Sections 257, 258, and 260 of the Constitution of 1901; and the amount appropriated from all other funds as is now provided by law, provided however, not more than four per cent of all funds appropriated in this Section shall be used or expended otherwise than for the payment of teachers employed in such schools.

(21) ALABAMA PUBLIC SERVICE COMMISSION:

For salary of President and two Associate Commissioners	21,300.00	
For other salaries	127,000.00	
For other expenses	60,700.00	
For equipment purchases	6,000.00	
Total		215,000.00

The above appropriation to the Alabama Public Service Commission shall be payable only out of inspection and supervision fees paid by utilities and transportation companies, and such parts or percentage of fees and taxes paid by motor carriers or motor transportation companies as are now or may be set aside by law to be used by the Commission; and all receipts from fees and taxes paid to the Alabama Public Service Commission in excess of \$50,000.00 at the end of each fiscal year shall revert to the General Fund in the State Treasury.

(22) DEPARTMENT OF PENSIONS AND SECURITY:

For the salary of the Commissioner	10,000.00
For transfer to the State Personnel Department:	
For the fiscal year ending September 30, 1958	11,325.00
For the fiscal year ending September 30, 1959	12,978.00

For other salaries and expenses incident to the operation and management of the Department for all welfare purposes as provided by law, there is hereby appropriated, in addition to the amounts set out in Item III A (26) all Federal, State, County and Municipal funds made available therefor, provided that not more than the sum of two million two hundred thousand (\$2,200,000.00) of the State funds made available for welfare purposes may be used for administrative purposes of the Department, provided further, that not more than twenty-seven and one-half per centum of the State funds made available for welfare purposes may be allotted in any one quarter of a fiscal year.

(23) ALABAMA REAL ESTATE COMMISSION:

For the fiscal year ending September 30, 1958:		
For salaries	20,000.00	
For other expenses	14,000.00	
For equipment purchases	3,500.00	
Total		37,500.00
For the fiscal year ending September 30, 1959:		
For salaries	20,000.00	
For other expenses	14,000.00	
For equipment purchases	1,000.00	
Total		35,000.00

The above appropriation shall be paid out of the receipts to the Alabama Real Estate Fund as provided in Title 46, Chapter 14, of the Code of Alabama 1940, as amended, and the amounts appropriated herein shall be the maximum expenditure thereto.

**(24) STATE BOARD OF REGISTRATION
FOR ARCHITECTS:**

For the fiscal year ending September 30, 1958:	
For salaries	1,200.00
For other expenses	2,358.00
Total	3,558.00
For the fiscal year ending September 30, 1959:	
For salaries	1,200.00
For other expenses	2,803.00
Total	4,003.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Board of Registration for Architects pursuant to Title 46, Chapter 2, Code of Alabama 1940, as amended.

**(25) STATE BOARD OF REGISTRATION FOR PRO-
FESSIONAL ENGINEERS AND LAND SURVEYORS:**

For the fiscal year ending September 30, 1958:	
For salaries	13,116.00
For other expenses	9,125.00
For equipment purchases	500.00
Total	22,741.00
For the fiscal year ending September 30, 1959:	
For salaries	13,404.00
For other expenses	11,713.00
For equipment purchases	500.00
Total	25,617.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Professional Engineers Fund as provided in Title 46, Chapter 7, Code of Alabama 1940, as amended.

(26) DEPARTMENT OF REVENUE:

For the Administrative Account of the Department of Revenue there is hereby transferred from the General Fund and appropriated as provided in Item IIIA (30) of this Act,	
For the fiscal year ending September 30, 1958	272,000.00
For the fiscal year ending September 30, 1959	288,000.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Financial Institution Excise Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30, 1958	37,539.00
For the fiscal year ending September 30, 1959	39,863.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Forest Severance Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	40,000.00
For the fiscal year ending September 30,	
1959	40,000.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Gasoline Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	207,864.00
For the fiscal year ending September 30,	
1959	220,737.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from Income Tax collections, for the cost of collecting said tax,

For the fiscal year ending September 30,	
1958	564,014.00
For the fiscal year ending September 30,	
1959	598,943.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Iron Ore Tonnage Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	4,167.00
For the fiscal year ending September 30,	
1959	4,425.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Mileage Tax collections as part of the cost of operating said Department.

For the fiscal year ending September 30,	
1958	139,290.00
For the fiscal year ending September 30,	
1959	147,916.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Fuel Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	102,530.00
For the fiscal year ending September 30,	
1959	108,880.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Vehicle License collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	180,823.00
For the fiscal year ending September 30,	
1959	154,826.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the Pension Fund as part of the cost of collections of the 1-Mill Ad Valorem Tax,

For the fiscal year ending September 30,	
1958	21,885.00
For the fiscal year ending September 30,	
1959	23,240.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the Public School Fund as part of the cost of collection of the 3-Mill Ad Valorem Tax,

For the fiscal year ending September 30,	
1958	65,576.00
For the fiscal year ending September 30,	
1959	69,637.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Sales Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	1,420,004.00
For the fiscal year ending September 30,	
1959	1,507,942.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Store License Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	21,534.00
For the fiscal year ending September 30,	
1959	22,867.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Tobacco Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	237,810.00
For the fiscal year ending September 30,	
1959	252,537.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Use Tax collections as part of the cost of operating said Department,

For the fiscal year ending September 30,	
1958	113,862.00
For the fiscal year ending September 30,	
1959	120,913.00

For the fiscal year ending September 30, 1958:

Total	3,428,898.00
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For the fiscal year ending September 30, 1959:

Total	3,600,726.00
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There is hereby appropriated to the Revenue Department from the gross proceeds of motor vehicle licenses collections for the purchase, only, of motor vehicle license tags,

For the fiscal year ending September 30, 1958—	
estimated	422,326.00

For the fiscal year ending September 30, 1959—	
estimated	485,675.00

(27) DEPARTMENT OF REVENUE—
ADMINISTRATIVE ACCOUNT:

For the fiscal year ending September 30, 1958:

For the salary of the Commissioner.....	10,000.00
For other salaries.....	2,193,731.00
For other expenses.....	1,063,036.00
For equipment purchases.....	35,420.00
For transfer to State Personnel Department	5,830.00

Total	3,308,017.00
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For the fiscal year ending September 30, 1959:

For the salary of the Commissioner.....	10,000.00
For other salaries.....	2,208,819.00
For other expenses.....	1,221,321.00
For equipment purchases.....	34,139.00
For transfer to State Personnel Department.....	6,681.00

Total	3,480,960.00
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The amounts hereinabove appropriated for the cost of maintenance and operation of the Department of Revenue are in lieu of any other statutory provision for the payment of the cost of operating said Department or collection of the taxes as authorized by law. Provided, however, in addition to the amount hereinabove appropriated, there is hereby appropriated to the Department of Revenue all sums allowed the Department of Revenue by Local Acts of the Legislature as a charge for the collection of taxes or licenses.

(28) STATE BOARD OF VETERINARY
MEDICAL EXAMINERS:

For salaries	100.00
For other expenses.....	2,900.00

Total	3,000.00
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The above appropriation is payable out of funds in the State Treasury to the credit of the State Board of Veterinary Medical Examiners, pursuant to the provisions of Act No. 945, approved September 13, 1951.

(29) SHIPPING POINT INSPECTION:

There is hereby appropriated for Shipping Point Inspection work performed by the Department of Agriculture and Industries for the payment of salaries, other expenses and equipment purchases all fees and charges collected by the Commissioner of Agriculture and Industries and deposited into the Shipping Point Inspection Fund created by Act No. 26 of the Legislature of 1956, Second Special Session, approved March 23, 1956, and such appropriation to the Department of Agriculture and Industries shall include all fees and charges collected and deposited therein for Shipping Point Inspection, grading and classification services for agricultural products including services furnished for weighing and issuing weight certificates to be used for the sale of agricultural commodities.

The above appropriation shall be paid out of receipts to the Shipping Point Inspection Fund. (Act No. 26, Legislature of 1956, approved March 23, 1956).

Section 3. That any surplus remaining in any appropriation herein made from the General Fund for the payment of salaries in any office, department, bureau, board, commission, or other agency after provision has been made for the payment of all salaries in that office, department, bureau, board, commission, or other agency for which the appropriation is made, may be transferred, on order of the Governor, to any other appropriation herein made from the General Fund for the payment of all salaries in any office, department, bureau, board, commission, or other agency when the appropriation herein made from the General Fund for the payment of salaries in that office, department, bureau, board, commission, or other agency is insufficient to pay all the salaries in that office, department, bureau, board, commission, or other agency according to the pay plan recommended by the Personnel Board, and approved by the Governor.

Section 4. That, except as may be herein otherwise provided, the amounts herein specifically appropriated shall be in lieu of the amounts heretofore provided or appropriated by law for such purposes. That the amounts herein appropriated are the maximum amounts to be expended for the purposes herein designated and that in no event shall the maximum expenditure provided for any items of expense exceed the amount allocated herein except for these appropriations designated as 'estimated', and all appropriations herein made except appropriations to the Alabama Alcoholic Beverage Control Board for the purchase of alcoholic beverages are and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 5. That nothing in this Act shall be construed to affect or repeal any law authorizing or permitting any college, school, or other educational or eleemosynary institution of the State to receive, collect or disburse any fees, tuition, charges, sales, endowments, trusts, or income therefrom, which it now or may hereafter be authorized to receive, collect or disburse.

Section 6. In addition to the appropriations herein made, all gifts, grants, or contributions, including grants by the Congress of the United States, municipalities, or counties, to any department, division, board, bureau, commission, agency, institution, office or officer of the State of Alabama are hereby appropriated and, in the event the same are recurring, are reappropriated to such department, division, board, bureau, commission, agency, institution, office or officer to be used only for the purpose or purposes for which the grant or contribution was or shall be made.

Section 7. That, if any section, paragraph, sentence, clause, provision or portion of this Act or all or any portion of any appropriation or appropriations herein made be held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provisions, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made, not in and of itself unconstitutional or invalid.

Section 8. That all laws and parts of laws, general, special, private or local, in conflict with or inconsistent with the provisions of this Act be, and the same are hereby expressly repealed.

Section 9. That this Act shall become effective on October 1, 1957.

And said bill:

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

As amended by the Report of the Committee of Conference was read at length and passed.

And said Report of the Committee of Conference is herewith sent to the Senate for its consideration.

OAKLEY MELTON, JR.,
Clerk.

HOUSE AND CONFERENCE REPORT

On motion of Mr. Flowers the Senate concurred in and adopted the report of the Conference Committee on H. B. 1, the title of which and said Conference Report is set out in the foregoing Message from the House.

Yeas 18; Nays 0.

Yeas:

Messrs.:	Davis (Pickens)	Lamberth	Shelton	
Allen	Eddins	Leonard	Smith	
Boutwell	Flowers	Little	Van Antwerp	
Calvin	Hall	Metcalf	Vann	
Cooper	Jones	Robison		—18

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 653. To authorize the State Board of Agriculture and Industries to adopt rules and regulations for poultry meat inspection and grading; to authorize the Department of Agriculture and Industries to perform poultry meat inspection and grading work and to enter into contracts to furnish inspection and grading services for which services fees may be charged and collected.

Also:

H. 489. To regulate the teaching and practice of cosmetology; requiring the registration and licensing of cosmetologist and cosmetologists' apprentices, and schools of cosmetology, creating for the administration of this Act a State Board of Cosmetology, and defining violation of this Act and prescribing penalties therefor.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 664. To make an appropriation from the general fund to the use and benefit of the Department of Public Safety to be used exclusively for the purchase and installation of air conditioning equipment in certain quarters occupied by the driver's license division of such department.

Also:

H. 516. To establish within the State Docks Department the additional position of General Manager for Operations; to prescribe for the appointment, qualifications, tenure, duties and salary of such official, and an effective date of this Act.

Also:

H. 490. Providing for the utilization of convicts by the Commissioner of Corrections or the Director of the State Highway Department to work upon, clean, and restore certain cemeteries or graveyards.

Also:

H. 90. To amend Section 12, Title 51, Code of Alabama 1940, relating to Young Men's Christian Associations

Also:

H. 69. Empowering the Superintendent of Banks to require fees for the examination of all State Banks, Credit Unions and Small Loan Companies.

Also:

H. 710. To amend further Section 152, of Title 41, Code of Alabama 1940, which relates to salaries of officers and employees of the State of Alabama.

Also:

H. 724. Authorizing, directing and requiring every city and county board of education, the state board of education, and the governing boards of the University of Alabama, the Alabama Polytechnic Institute and Alabama College to employ, upon application, certain retired teachers; providing for the duties and compensation of such teachers; providing for participation in the federal old age and survivors insurance program by such teachers; and making an appropriation out of the special educational trust fund for the purpose of reimbursing the appointing boards for the cost of employing such teachers.

Also:

H. 752. To fix the salary of the Attorney General.

Also:

H. 1066. To exempt the gross proceeds received by certain non-profit youth organizations or associations from the business of conducting, sponsoring or operating gospel singing concerts and certain other forms of amusement or entertainment, in which members of such organizations or associations participate, from the computation of the sales tax levied by Article 10, Chapter 20, Title 51, Code of Alabama 1940, as amended.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

RESOLUTION

Mr. Lamberth offered the following Senate Joint Resolution, to-wit:

S. J. R. 104. WHEREAS the business of the regular session of the Legislature of 1957 has now been accomplished

AND the Captains and the Kings are now ready to depart

NOW THEREFORE BE IT RESOLVED that when the two Houses adjourn today that they adjourn sine die.

BE IT FURTHER RESOLVED that three Senators be appointed by the President of the Senate and three members of the House by the Speaker of the House, to constitute a committee to inform His Excellency, the Governor of Alabama, that the Legislature now stands ready to adjourn sine die.

And on motion of Mr. Lamberth, the Rules were suspended and the resolution adopted by the Senate.

The President and Presiding Officer of the Senate appointed as Committee on part of the Senate Messrs. Lamberth, Cooper and Flowers.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 1. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

OAKLEY MELTON, JR.,
Clerk.

SIGNING OF BILL

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

Pursuant to S. J. R. 70, the Speaker of the House has named as a Committee on the part of the House Messrs. Martin, Simon, Mathews and Hawkins.

OAKLEY MELTON, JR.,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following joint resolution:

S. J. R. 104. Relative to the two Houses adjourning sine die.

And returns same herewith to the Senate.

OAKLEY MELTON, JR.,
Clerk.

REPORT OF SECRETARY

Mr. President:

In accordance with the provisions of Joint Rule 5 of the Senate and House of Representatives, I respectfully report the following Senate Bills and Senate Joint Resolutions delivered to the Governor and the Secretary of State, with the date and hour of delivery, to-wit

- S. J. R. 73—Delivered to the Governor August 13, 1957 at 12:30 P. M.
S. J. R. 75—Delivered to the Governor August 13, 1957 at 12:30 P. M.
S. B. 300—Delivered to the Governor August 13, 1957 at 12:30 P. M.
S. B. 303—Delivered to the Governor August 13, 1957 at 12:30 P. M.
S. B. 354—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 361—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 372—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 377—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 378—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 379—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 393—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. J. R. 70—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 44—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 56—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 86—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 153—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 394—Delivered to the Governor August 16, 1957, at 11:30 A. M.
S. B. 395—Delivered to the Governor August 16, 1957 at 11:30 A. M.
S. B. 337—Delivered to the Secretary of State August 20, 1957 at 12:45 P. M.
S. B. 98—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 348—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 408—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 406—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 413—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 414—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. J. R. 80—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. J. R. 81—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. J. R. 82—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. J. R. 83—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 23—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 24—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 41—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 95—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 96—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 137—Delivered to the Governor September 3, 1957 at 2:45 P. M.
S. B. 166—Delivered to the Governor September 3, 1957 at 2:45 P. M.

- S. B. 215—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 353—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 396—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 399—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 401—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 402—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 403—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 411—Delivered to the Governor September 3, 1957 at 2:45 P. M.
- S. B. 124—Delivered to the Secretary of State September 3, 1957 at 2:53 P. M.
- S. B. 174—Delivered to the Governor September 6, 1957 at 4:15 P. M.
- S. B. 442—Delivered to the Governor September 6, 1957, at 4:15 P. M.
- S. J. R. 84—Delivered to the Governor September 6, 1957 at 4:15 P. M.
- S. B. 178—Delivered to the Governor September 6, 1957 at 4:15 P. M.
- S. B. 43—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 125—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 145—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 146—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 148—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 306—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 307—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 308—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 309—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 310—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 443—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 501—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 408—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 276—Delivered to the Governor September 13, 1957 at 11:50 A. M.
- S. B. 92—Delivered to the Governor September 13, 1957 at 11:50 A. M.

S. B. 90—Delivered to the Governor September 13, 1957 at 11:50 A. M.

S. J. R. 89—Delivered to the Governor September 13, 1957 at 11:50 A. M.

S. J. R. 86—Delivered to the Governor September 13, 1957 at 11:50 A. M.

S. J. R. 88—Delivered to the Governor September 13, 1957 at 11:50 A. M.

S. J. R. 90—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. J. R. 92—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. J. R. 96—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 478—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 471—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 470—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 494—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 387—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. J. R. 93—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 422—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 480—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 472—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 469—Delivered to the Governor September 13, 1957 at 4:15 P. M.

S. B. 525—Delivered to the Secretary of State September 13, 1957 at 11:30 P. M.

S. B. 178—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 318—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 392—Delivered to the Secretary of State September 13, 1957 at 11:30 P. M.

S. J. R. 97—Delivered to the Governor, September 13, 1957 at 11:35 P. M.

S. J. R. 99—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 172—Delivered to the Governor, September 13, 1957 at 11:35 P. M.

S. B. 173—Delivered to the Governor, September 13, 1957 at 11:35 P. M.

S. B. 217—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 351—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 476—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 491—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 495—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 496—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 497—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 500—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 504—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 510—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 513—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 516—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 526—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 528—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 534—Delivered to the Governor September 13, 1957, at 11:35
P. M.

S. B. 536—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 537—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 538—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 539—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 540—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 541—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 543—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 544—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 545—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 547—Delivered to the Governor September 13, 1957 at 11:35
P. M.

S. B. 548—Delivered to the Governor September 13, 1957 at 11:35 P. M.

S. B. 387—Delivered to the Governor September 13, 1957 at 11:36 P. M.

J. E. SPEIGHT,
Secretary.

SECRETARY'S REPORT

The foregoing report of the Secretary was read and ordered spread upon the Journal.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in session, has carefully examined the Journal of the Senate for the Thirty-sixth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

H. P. JAMES,
Chairman.

COMMITTEE REPORT

On motion of Mr. James, the foregoing report was concurred in and the Journal of the State for the Thirty-sixth Legislative Day approved by the Senate.

ADJOURNMENT SINE DIE

At 11:59 P. M., on motion of Mr. Lamberth, and in accordance with Joint Resolution heretofore adopted, the Senate adjourned Sine Die.

W. G. (Guy) HARDWICK,
Lieutenant Governor and President
and Presiding Officer of the Senate

ATTEST:

J. E. SPEIGHT,
Secretary of Senate.

ROSTER OF THE SENATE OF ALABAMA**Regular Session 1957**

W. G. (Guy) Hardwick, <i>Lieutenant Governor</i>	Dothan
Broughton Lamberth, <i>President Pro-Tem</i>	Alexander City
J. E. Speight, <i>Secretary</i>	Montgomery
Ralph E. Macon, <i>Assistant Secretary</i>	Wetumpka
First Senatorial District—Lauderdale and Limestone Counties.	
Milton C. Grisham.....	Route 6, Athens
Second Senatorial District—Lawrence and Morgan Counties.	
Joe Calvin.....	P. O. Box 312, Decatur
Third Senatorial District—Blount, Cullman and Winston Counties.	
Harlan G. Allen.....	Route 2, Cullman
Fourth Senatorial District—Madison County.	
T. Herman Vann.....	434 Locust St., Huntsville
Fifth Senatorial District—Jackson and Marshall Counties.	
Smith C. Dyar.....	Route 6, Boaz
Sixth Senatorial District—Etowah and St. Clair Counties.	
E. L. Roberts.....	752 Forrest Ave., Gadsden
Seventh Senatorial District—Calhoun County.	
A. C. Shelton.....	Jacksonville
Eighth Senatorial District—Talladega County.	
G. Kyser Leonard.....	Talladega
Ninth Senatorial District—Chambers and Randolph Counties.	
Geo. W. Yarbrough.....	Box 15, Wedowee
Tenth Senatorial District—Elmore and Tallapoosa Counties.	
Broughton Lamberth.....	Alexander City
Eleventh Senatorial District—Tuscaloosa County.	
E. W. Skidmore.....	411 Alston Bldg., Tuscaloosa
Twelfth Senatorial District—Fayette, Lamar and Walker Counties.	
Reuben L. Newton.....	Jasper
Thirteenth Senatorial District—Jefferson County.	
Albert Boutwell.....	1919-20 First National Bank Bldg., B'ham
Fourteenth Senatorial District—Pickens and Sumter Counties.	
Albert Davis.....	Aliceville

ROSTER OF THE SENATE OF ALABAMA—Continued

Fifteenth Senatorial District—Autauga, Chilton and Shelby Counties.

Dave L. Yarbrough.....Prattville

Sixteenth Senatorial District—Lowndes County.

Joe B. Davis.....Braggs

Seventeenth Senatorial District—Butler, Conecuh and Covington Counties.

Tully A. Goodwin.....801 North 5th St., Florala

Eighteenth Senatorial District—Bibb and Perry Counties.

H. P. James.....Brent

Nineteenth Senatorial District—Choctaw, Clarke and Washington Counties.

Gerald Bradford.....Grove Hill

Twentieth Senatorial District—Marengo County.

E. O. Eddins.....P. O. Box 317, Demopolis

Twenty-first Senatorial District—Baldwin, Escambia and Monroe Counties.

Ralph L. Jones.....Monroeville

Twenty-second Senatorial District—Wilcox County.

Roland Cooper.....c/o Cooper Motor Co., Camden

Twenty-third Senatorial District—Dale and Geneva Counties.

Neil Metcalf.....Box 175, Geneva

Twenty-fourth Senatorial District—Barbour County.

George E. Little.....Eufaula

Twenty-fifth Senatorial District—Coffee, Crenshaw and Pike Counties.

Ben Reeves.....407 Orange St., Troy

Twenty-sixth Senatorial District—Bullock and Macon Counties.

Sam M. Engelhardt, Jr.....Shorter

Twenty-seventh Senatorial District—Lee and Russell Counties.

Joseph W. Smith.....Box 464, Phenix City

Twenty-eighth Senatorial District—Montgomery County.

Vaughan Hill Robison.....34 S. Perry St., Montgomery

Twenty-ninth Senatorial District—Cherokee and DeKalb Counties.

M. H. Moses.....Box 245, Fyffe

ROSTER OF THE SENATE OF ALABAMA—Continued

Thirtieth Senatorial District—Dallas County.

Walter C. Givhan..... Safford

Thirty-first Senatorial District—Colbert, Franklin and Marion Counties.

Lynchmore Cantrell..... Doris Circle, Tuscumbia

Thirty-second Senatorial District—Greene and Hale Counties.

David M. Hall..... Eutaw

Thirty-third Senatorial District—Mobile County.

Garet Van Antwerp, III..... 37 Oriole Drive, Spring Hill

Thirty-fourth Senatorial District—Clay, Cleburne and Coosa Counties.

Staten Tate..... Box 37, Goodwater

Thirty-fifth Senatorial District—Henry and Houston Counties.

Richmond M. Flowers..... Penny Building, Dothan

**ROSTER OF THE HOUSE OF REPRESENTATIVES OF
ALABAMA**

Regular Session 1957**OFFICERS**

Rankin Fite, *Speaker*..... Hamilton

George C. Hawkins, *Speaker Pro Tem*..... Gadsden

Oakley Melton, Jr., *Clerk*..... Montgomery

David W. Crosland, *Assistant Clerk*..... Montgomery

Richard C. Belser, *Reading Clerk*..... Montgomery

MEMBERS OF THE HOUSE

Autauga—E. A. (Bud) Grouby..... Prattville

Baldwin—L. W. Brannan, Jr..... Foley

Barbour—Place No. 1—Sim A. Thomas..... Eufaula

Place No. 2—McDowell Lee..... Clio

Bibb—Virgil M. Ashworth..... Centreville

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

Blount—Lowell Gregory	Oneonta
Bullock—Place No. 1—M. B. McLendon	Union Springs
Place No. 2—J. A. Crook	Union Springs
Butler—Place No. 1—A. L. Killough	Honoraville
Place No. 2—H. B. Taylor	P. O. Box 278, Georgiana
Calhoun—Place No. 1—Woodrow Albea	Anniston Natl. Bank Bldg., Anniston
Place No. 2—Hugh D. Merrill, Jr.	P. O. Box 1486, Anniston
Chambers—Place No. 1—Roy W. McClendon	Shawmut
Place No. 2—Robert R. Hunt	Box 207, Fairfax
Cherokee—J. B. Burkhalter	Centre
Chilton—Francis W. Speaks	P. O. Box 535, Clanton
Choctaw—Robert Locke	Butler
Clarke—Place No. 1—Marion Bradford	Dickinson
Place No. 2—Emory McNider	Coffeetown
Clay—Charles (Pete) Mathews	Ashland
Cleburne—J. H. Pirkle	Heflin
Coffee—Jackson W. Stokes	Elba
Colbert—Harry J. (Jack) Huddleston	Box 187, Sheffield
Conecuh—Robert G. Kendall, Jr.	Evergreen
Coosa—Charles R. Franklin	Goodwater
Covington—Clyde M. Love	Box 481, Florala
Crenshaw—V. S. Summerlin	Luverne
Cullman—Bryce C. Davis	Box 499, Cullman
Dale—Henry B. Steagall, II	Box 226, Ozark
Dallas—Place No. 1—M. D. Gilmer	Marion Junction
Place No. 2—Frank Hardy	Route 6, Selma
Place No. 3—B. V. Hain	Box 155, Selma
DeKalb—F. L. (Hello) Ferrell	Mentone
Elmore—Place No. 1—Carol Jack Law	Box 1, Wetumpka
Place No. 2—Hardaway Johnson	Eclectic

**ROSTER OF THE HOUSE OF REPRESENTATIVES OF
ALABAMA—Continued**

Escambia—Malcolm Edwards.....	E. Brewton
Etowah—Place No. 1—George C. Hawkins.....	752 Forrest Ave., Gadsden
Place No. 2—E. K. Hanby.....	233 Ridgeway Avenue, Gadsden
Fayette—James A. Branyon, II.....	Fayette
Franklin—W. E. Oden.....	Russellville
Geneva—Roland R. Faulk.....	Samson
Greene—W. L. Martin, Jr.....	Eutaw
Hale—Place No. 1—Reginald Richardson.....	Greensboro
Place No. 2—Charles H. Ramey.....	Akron
Henry—Place No. 1—Emory R. (Em) Solomon.....	Headland
Place No. 2—G. B. Mathison, Sr.....	Abbeville
Houston—R. J. (Bob) Stembridge.....	321 E. Main Street, Dothan
Jackson—Place No. 1—Leroy D. Gist.....	Hollywood
Place No. 2—Joe Money.....	Route 3, Scottsboro
Jefferson—	
James G. Adams, Jr.....	421 Massey Bldg., Birmingham 3
J. K. (Jess) Edwards.....	Brighton
Hugh Kaul.....	1605 1st National Bldg., Birmingham
Rufus M. Lackey.....	712 1st Natl. Bldg., Birmingham
Charles Nice, Jr.....	210 Frank Nelson Bldg., Birmingham
Walter Emmett Perry, Jr.....	610 Frank Nelson Bldg., B'ham.
Paschal P. "Pat" Vacca.....	710 Frank Nelson Bldg., Birmingham
Lamar—Jesse Brown.....	Box 305, Vernon
Lauderdale—Place No. 1—Robert H. Broadfoot.....	Florence
Place No. 2—E. B. Haltom, Jr.....	Box 532, Florence
Lawrence—W. J. Lee, Jr.....	Town Creek
Lee—Place No. 1—Roberts H. Brown.....	Box 48, Opelika
Place No. 2—D. W. Ward.....	Box 689, Opelika
Limestone—James M. Dement.....	Route 1, Athens

**ROSTER OF THE HOUSE OF REPRESENTATIVES OF
ALABAMA—Continued**

Lowndes—Place No. 1—Robert S. Dickson, Jr.	Lowndesboro
Place No. 2—A. J. Brooks	Ft. Deposit
Macon—J. J. Rodgers	P. O. Box 538, Tuskegee
Madison—Place No. 1—N. L. (Luke) Reynolds	1413 California Street, Huntsville
Place No. 2—Roscoe Roberts, Jr.	4 West Side Square, Huntsville
Marengo—Place No. 1—Jack B. Kirkham	RFD, Myrtlewood
Place No. 2—Cephus R. Holliman	Linden
Marion—Rankin Fite	Box 157, Hamilton
Marshall—Garnett Cox	1468 Rayburn Ave., Guntersville
Mobile—Place No. 1—John A. Murphy	317 First National Bank Bldg., Mobile
Place No. 2—John M. Tyson	1600 Government St., Mobile
Place No. 3—Otto E. Simon	1011-13 Van Antwerp Bldg., Mobile
Monroe—N. S. (Nick) Hare	Monroeville
Montgomery—Place No. 1—Joe M. Dawkins	800 Commerce Bldg., Montgomery
Place No. 2—O. J. (Joe) Goodwyn	4169 Goode St., Montgomery
Place No. 3—H. James Hall	Route 4, Montgomery
Place No. 4—Wilbur B. Nolen, Jr.	Box 62, Montgomery
Morgan—Place No. 1—Albert P. Brewer	Box 1487, Decatur
Place No. 2—Bob Gilchrist	Bethel Road, Hartselle
Perry—Place No. 1—Judson C. Locke, Sr.	Marion
Place No. 2—W. L. DeSear	Uniontown
Pickens—Ralph Windle	Aliceville
Pike—Place No. 1—L. Gardner Bassett	206 Orange Street, Troy
Place No. 2—A. L. (Pat) Boyd	Box 454, Troy
Randolph—J. M. (Jimmie) Jenkins	Box 384, Roanoke
Russell—Place No. 1—Homer W. Cornett	Box 88, Phenix City
Place No. 2—J. W. Brassell	Phenix City

**ROSTER OF THE HOUSE OF REPRESENTATIVES OF
ALABAMA—Continued**

St. Clair—George W. Hodges, Jr.....	Box 295, Ashville
Shelby—Karl C. Harrison.....	Columbiana
Sumter—Place No. 1—Jesse E. Harvey.....	Cuba
Place No. 2—Ira D. Pruitt.....	Livingston
Talladega—Place No. 1—L. N. Payne.....	Box 4, Talladega
Place No. 2—C. W. (Charlie) McKay, Jr....	Box 128, Sylacauga
Tallapoosa—Place No. 1—Charles Adams.....	Alexander City
Place No. 2—J. T. (Tom) Johnson.....	Rt. 1, Notasulga
Tuscaloosa—Place No. 1—A. K. (Temo) Callahan.....	909 First
Natl. Bank Bldg., Tuscaloosa	
Place No. 2—Ryan deGraffenried.....	Tuscaloosa
Walker—Place No. 1—Alonzo Shumate.....	Box 63, Jasper
Place No. 2—T. K. Selman.....	Jasper
Washington—J. Emmett Wood.....	Millry
Wilcox—Place No. 1—Sam C. Nettles, Jr.....	Arlington
Place No. 2—Gregory Oakley.....	Pine Apple
Winston—J. H. (Jack) Kelly.....	Haleyville

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